

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

Spo-dee-o-dee, LLC
t/a The Showtime

Applicant for a New
Retailer's Class CT License

at premises
113 Rhode Island Avenue, N.E.
Washington, D.C. 20002

Case No. 12-PRO-00040
License No. ABRA-089186
Order No. 2012-242

Spo-dee-o-dee, LLC, t/a The Showtime (Applicant)

Dr. Paul L. Collins, abutting property owner

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER ON DISMISSAL OF PROTEST OF PAUL COLLINS

The Application filed by Spo-dee-o-dee, LLC, t/a The Showtime, for a new Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 29, 2012, in accordance with D.C. Official Code § 25-601 (2001).

On May 29, 2012, pursuant to Title 23 of the District of Columbia Municipal Regulations (23 DCMR) § 1602.3 (2004), the Board dismissed the Protest of Dr. Paul L. Collins, abutting property owner, because his protest was untimely filed.

The protest petition deadline was May 14, 2012, and Dr. Collins's protest was received by Alcoholic Beverage Regulation Administration (ABRA) on May 15, 2012.

ABRA's records indicate that on May 25, 2012, via email, the Board's agent informed Dr. Collins that ABRA received his protest letter on May 15, 2012; therefore, his protest would be considered untimely filed and would be dismissed at the May 29, 2012,

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Roll Call Hearing. In addition, the Board's agent invited Dr. Collins to bring to the Roll Call Hearing any additional documentation to indicate timely filing of his protest.

Dr. Collins may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

ORDER

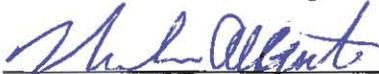
The Board does hereby, this 6th day of June, 2012, **DISMISS** the Protest of Dr. Paul L. Collins, abutting property owner. Copies of this Order shall be sent to the Applicant and Dr. Collins.

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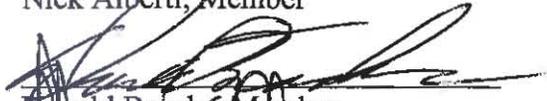
District of Columbia
Alcoholic Beverage Control Board



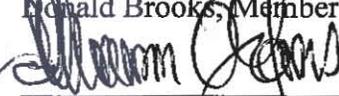
Ruthanne Miller, Chairperson



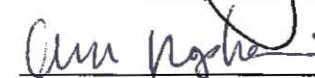
Nick Alberti, Member



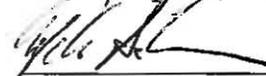
Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected by this Order may file a Motion for Reconsideration within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009.