

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

In the Matter of:

Alamac, Inc.
t/a The River Inn/Dish

Applicant for Substantial Change
(Sidewalk Café with 28 Seats)
Retailer’s Class CH License

at premises
924 25th Street, N.W.
Washington, D.C. 20037

Case No. 15-PRO-00019
License No. ABRA-001782
Order No. 2015-282

Alamac, Inc., t/a The River Inn/Dish (Applicant)

Michael Fonseca, Esq., on behalf of Alamac, Inc.

Patrick Kennedy, Chairperson, Advisory Neighborhood Commission (ANC) 2A
(Protestant)

Matthew Levin and Monica Martinez, on behalf of A Group of Five or More Individuals

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member
Hector Rodriguez, Member
James Short, Member

**ORDER DENYING A GROUP OF FIVE OR MORE INDIVIDUALS’
REQUEST FOR REINSTATEMENT**

The Application filed by Alamac, Inc., t/a The River Inn/Dish, for a Substantial Change to include a Sidewalk Café with 28 seats to its Retailer’s Class CH License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on April 13, 2015, in accordance with D.C. Official Code § 25-601 (2001).

On April 13, 2015, the Board dismissed the Group of Five or More Individuals, because only Monica Martinez was present at the Roll Call Hearing and at least four more

individuals must appear at the hearing to be granted standing as A Group of Five or More Individuals. *See* Board Order No. 2015-255.

On May 21, 2015, Dana Vorisek, Tomas Ben-Gal, Matthew Levin, Isabel Thana, and Monica Martinez, individuals of the Group of Five or More Individuals, submitted a Request for Reinstatement indicating that Matthew Levin, their designated representative, was unable to attend the Roll Call Hearing due to a family medical emergency. They further stated that such a short period of time precluded the individuals of the Group of Five or More Individuals from designating Ms. Martinez as their representative.

Based upon the above, the Board finds that Ms. Vorisek, Mr. Ben-Gal, Mr. Levin, Ms. Thana, and Ms. Martinez, made no effort to notify the Board of their inability to attend the Roll Call Hearing. Nor did Ms. Vorisek, Mr. Ben-Gal, Mr. Levin, and Ms. Thana submit a letter designating Ms. Martinez as their representative at the Roll Call Hearing. Therefore, the Board finds no good cause to reinstate the Group of Five or More Individuals, pursuant to 23 DCMR §1602.

ORDER

The Board does hereby, this 3rd day of June, 2015, **DENY** the reinstatement of the Group of Five or More Individuals as a protestant of the Application filed by Alamac, Inc., t/a The River Inn/Dish, for a Substantial Change to include a Sidewalk Café with 28 seats.

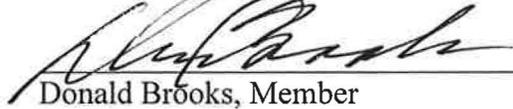
Copies of this Order shall be sent to the Applicant, ANC 2A, and Matthew Levin and Monica Martinez, on behalf of A Group of Five or More Individuals.

District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson

Nick Alberti, Member

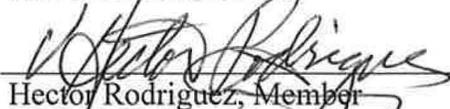


Donald Brooks, Member

Herman Jones, Member



Mike Silverstein, Member



Hector Rodriguez, Member



James Short, Member

Pursuant to D.C. Official Code § 25-433, any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).