

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

In the Matter of:

Eun & Peter, Inc.
t/a Uncle Lee's Seafood

Application for Renewal of a
Retailer's Class A License

at premises
1102 Eastern Avenue, N.E.
Washington, D.C. 20019

Case No. 12-PRO-00038

License No. ABRA-085918

Order No. 2012-337

Eun & Peter, Inc., t/a Uncle Lee's Seafood (Applicant)

Khaliq Elhillali, Chairperson, on behalf of Advisory Neighborhood Commission (ANC)
7C

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

**ORDER GRANTING APPLICANT AND ANC 7C'S REQUEST FOR
REINSTATEMENT**

The Application filed by Eun & Peter, Inc., t/a Uncle Lee's Seafood, for renewal of its Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 29, 2012, and a Protest Status Hearing on July 18, 2012, in accordance with D.C. Official Code § 25-601 (2001).

On July 18, 2012, the Board dismissed the Application and the Protest of ANC 7C, because the Applicant and ANC 7C failed to appear at the Protest Status Hearing. *See* Board Order No. 2012-314.

On July 19, 2012, the Applicant and, on July 24, 2012, ANC 7C filed a request for reinstatement indicating that they failed to attend the Protest Status Hearing, because the Board's agent informed them that on July 18, 2012, the Board would rule on ANC 7C's motion as an "agenda" item and the Board's agent would contact them after the Board's

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ruling, with the understanding that there would not be a Protest Status Hearing on July 18, 2012.

Upon consideration of this request to reinstate the Application and the Protest of ANC 7C, the Board finds that the miscommunication between the ABRA's agent and the parties constitutes good cause to reinstate the Application pursuant to 23 D.C.M.R. 1602.3.

ORDER

For these reasons, the Board does hereby, this 15th day of August, 2012, **REINSTATE** the Application filed by Eun & Peter, Inc., t/a Uncle Lee's Seafood, for renewal of its Retailer's Class A License, and the Protest of ANC 7C. Copies of this Order shall be sent to the Applicant and ANC 7C.

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Alcoholic Beverage Control Board

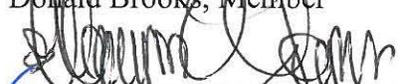
Ruthanne Miller, Chairperson



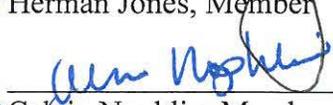
Nick Alberti, Member



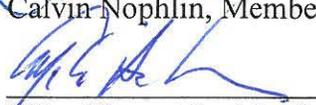
Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any party adversely affected 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.