

diligent search. Further, the Board agrees with the Petitioner that circumstances beyond the Petitioner's control have rendered the Voluntary Agreement moot because many of the provisions are specific concessions to Mr. Tolson and he has moved away. The Board also finds that terminating the Voluntary Agreement will not have an adverse impact on the community where the Petitioner is located.

Therefore, the Board approves the Petition filed by the Petitioner.

ORDER

The Board does hereby, this 13th day of October 2010, **TERMINATE** the Voluntary Agreement. A copy of this Order shall be sent to the Petitioner.

District of Columbia
Alcoholic Beverage Control Board



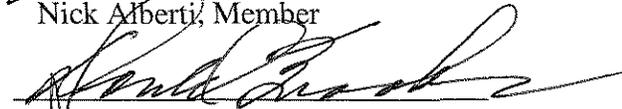
Charles Brodsky, Chairperson



Mital M. Gandhi, Member



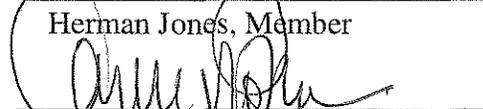
Nick Alberti, Member



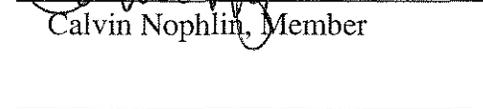
Donald Brooks, Member



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, 1250 U Street, N.W., Third Floor, Washington, DC 20009.