THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of: 1 Dupont Circle, LLC t/a Wahlburgers-DC Application for a New Retailer's Class CR License at premises 1 Dupont Circle, N.W. Washington, D.C. 20036	Case No.: License No.: Order No.:	16-PRO-00100 ABRA-103639 2016-692

1 Dupont Circle, LLC, t/a Wahlburgers-DC (Applicant)

Nicole Mann, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 2B

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Mafara Hobson, Member
Jake Perry, Member

ORDER ON DISMISSAL OF ANC 2B'S PROTEST

The Application filed by 1 Dupont Circle, LLC, t/a Wahlburgers-DC (Applicant), for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on October 29, 2016, and a Protest Status Hearing on December 7, 2016, in accordance with D.C. Official Code § 25-601 (2001).

On December 7, 2016, the Board dismissed the Protest of ANC 2B, because the ANC 2B failed to appear at the Protest Status Hearing. The ANC 2B 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 7th day of December, 2016, **DISMISS** the Protest of ANC 2B. Copies of this Order shall be sent to the Applicant and ANC 2B.

District of Columbia
Alcoholic Beverage Control Board

Donovan Anderson, Chairperson

Nick Alberti, Member

Mike Silverstein, Member

James Short, Member

Mafara Hobson, Member

Jake Perry, Member

Pursuant to D.C. Official Code § 25-433(d)(1), 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).