

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

In the Matter of:)

Café Milano, Inc.)
t/a Café Milano)

Application for a Retailer's Class)
License CR)
at premises)
3251 Prospect Street, NW)
Washington, DC 20007)

License no. 17247
Application no. 30998
2005-22

Thomas Birch, Chair, Advisory Neighborhood Commission 2E, and Francesco Nuschese,
President, on behalf of the Applicant

BEFORE: Charles A. Burger, Chairperson
Vera Abbott, Member
Peter B. Feather, Member
Judy A. Moy, Member
Audrey E. Thompson, Member

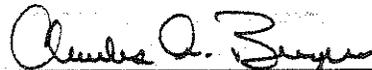
ORDER ON VOLUNTARY AGREEMENT

This matter came before the Board for approval on December 17, 2004. The signatories to the attached voluntary agreement dated October 22, 2003, submitted the agreement to the Board in accordance with the D.C. Official Code Title 25, Section 446 (2000 Edition).

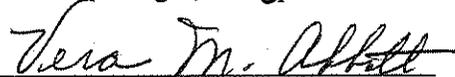
Having determined that the amended agreement complies with all applicable laws and regulations and the applicant qualifies for licensure, the Board does hereby this 5th day of January 2005, **APPROVE** the license application conditioned on the applicant's compliance with the terms of the voluntary agreement and does **INCORPORATE** the text of the same into the Order.

Café Milano, Inc.
t/a Café Milano
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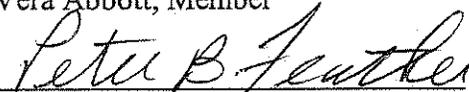
District of Columbia
Alcoholic Beverage Control Board



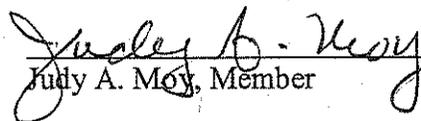
Charles A. Burger, Chairperson



Vera Abbott, Member



Peter B. Feather, Member



Judy A. Moy, Member

Audrey E. Thompson, Member

COOPERATIVE AGREEMENT

Made this 22nd day of October, 2003, by and between PROSPECT CAFE MILANO, Inc., t/a Café Milano at 3251 Prospect Street, N.W., Washington, D.C. (the Licensee), and ADVISORY NEIGHBORHOOD COMMISSION 2E (the Protestant).

WITNESSETH

WHEREAS, the parties had previously executed Voluntary Agreements in connection with the operation of this establishment; and

WHEREAS, the parties desire to restate the prior Agreements; and

WHEREAS, the parties desire to enter into this Cooperative Agreement commemorating certain understandings regarding Licensee's operation;

NOW, THEREFORE, in consideration of the premises above recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. The closing hours of operation will be 2 A.M., Sunday through Thursday; 3 A.M. Friday and Saturday. At all times the summer garden is not enclosed, the summer garden area will close one hour prior to said times, unless doors and windows are closed.

2. Licensee shall operate a bona fide restaurant on its premises, with a seating capacity of 212 inside and summer garden of 76. The licensee's kitchen will be open at all times the

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establishment is open.

3. Licensee shall use the first and second floors of the premises. Said second floor shall include seating for an additional 50 patrons. Licensee shall provide validated parking for patrons of private parties in the second floor dining room.

4. Licensee agrees that it will not, at any time, place any of its trash in the space adjacent to Bangkok Bistro, including the small patio.

5. There will be no amplified music which can be heard outside of the enclosed premises.

6. Any other contemplated changes to Licensee's operation, as set forth herein, will be brought to the attention of the Protestants prior to implementation.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above-written.

LICENSEE: PROSPECT CAFE MILANO, INC.

BY [Signature]
FRANCESCO MISCHESI,
President

PROTESTANT: ADVISORY NEIGHBORHOOD COMMISSION 2E

BY [Signature]
CHAIRPERSON, ANC 2E
Thomas Birch