

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

<u>In the Matter of:</u>)	
)	
The Capital Wine School, LLC)	
t/a The Capital Wine School)	
)	
Application for Substantial Change)	
(Class Change))	License No. ABRA-086613
Holder of a Retailer's Class DT License)	Order No. 2014-414
)	
at premises)	
5207 Wisconsin Avenue, N.W.)	
Washington, D.C. 20015)	
)	

The Capital Wine School, LLC, t/a The Capital Wine School (Licensee)

Matthew Frumin, Chairperson, Advisory Neighborhood Commission (ANC) 3E

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

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

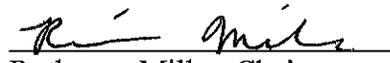
The Capital Wine School, LLC, t/a The Capital Wine School (Licensee), filed an Application for a Substantial Change to change its class from Retailer's Class DT License to Retailer's Class CT License. The official records of the Alcoholic Beverage Control Board (Board) reflect that the Licensee and ANC 3E entered into Settlement Agreement (Agreement), dated April 12, 2011, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated October 15, 2014, in accordance with D.C. Official Code § 25-446 (2001).

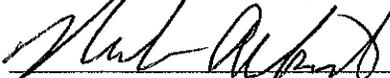
The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Matthew Frumin, on behalf of ANC 3E, are signatories to the Amendment.

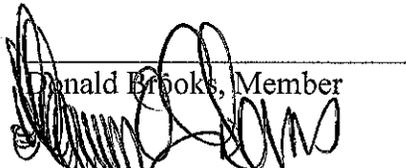
Accordingly, it is this 29th day of October, 2014, **ORDERED** that:

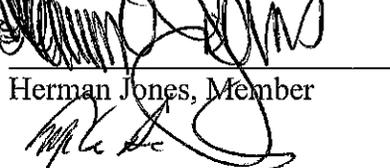
1. The above-referenced Amendment to Settlement Agreement, dated October 15, 2014, submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the original Agreement, not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 3E.

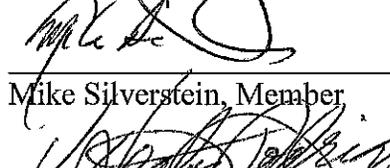
District of Columbia
Alcoholic Beverage Control Board

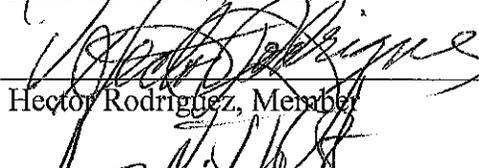

Ruthanne Miller, Chairperson

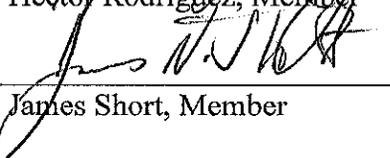

Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected by this Order may file a Motion for Reconsideration within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to D.C. Official Code § 25-433, 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).

**Voluntary Agreement between Advisory Neighborhood Commission 3E and
the Capital Wine School, ABRA case 086613**

On April 12, 2011, the Capital Wine School LLC (the "Applicant") entered into a Voluntary Agreement with ANC 3E as a condition of support for its application for a Retailer's D Tavern license to enable it to teach courses on wine and serve and sell wine on the premises as part of those classes. The voluntary agreement limited the use of the license for that purpose.

Applicant now seeks a substantial change to that license to convert it to a Retailer's C Tavern license in order to authorize it to teach course on spirits as well as wine and serve and sell spirits and wine as part of those classes.

Given the broadened use of the premises -- adding classes in spirits -- the parties are updating the voluntary agreement to authorize that use and reflect the change in the license. As such, the applicant agrees that the requested license -- which will be a Retailer's C Tavern license -- will be used solely to operate a wine and spirits school and such requirement will convey with the license.

Applicant also agrees to discourage students from commuting via automobile, motorcycle, or Vespa and will work to address any parking issues for those who would drive.



ANC 3E

By Matthew Frumin, Chairperson

Dated: October 15, 2014



Capital Wine School, L.L.C.

By Jay Youmans

Dated: October 15, 2014

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

_____)
In the Matter of:)
)
The Capital Wine School, LLC)
t/a The Capital Wine School)
)
Applicant for a New) License No. ABRA-086613
Retailer's Class DT License) Order No. 2011-276
)
at premises)
5207 Wisconsin Avenue, N.W.)
Washington, D.C. 20015)
_____)

The Capital Wine School, LLC, t/a The Capital Wine School (Applicant)

Jonathan Bender, Chairperson, Advisory Neighborhood Commission (ANC) 3E

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

ORDER ON VOLUNTARY AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that The Capital Wine School, LLC, t/a The Capital Wine School (Applicant), filed an Application for a new Retailer's Class DT License located at 5207 Wisconsin Avenue, N.W., Washington D.C., and ANC 3E have entered into a Voluntary Agreement, dated April 12, 2011, setting forth the terms and conditions that govern the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Chairperson Jonathan Bender, on behalf of ANC 3E, are signatories to the Agreement.

The Capital Wine School, LLC
t/a The Capital Wine School
License No. ABRA-086613
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Accordingly, it is this 8th day of June 2011, **ORDERED** that:

1. The above-referenced Voluntary Agreement submitted by the Applicant and ANC 3E to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
2. Copies of this Order shall be sent to the Applicant and ANC 3E.

The Capital Wine School, LLC
t/a The Capital Wine School
License No. ABRA-086613
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District of Columbia
Alcoholic Beverage Control Board



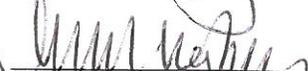
Nick Alberti, Interim Chairperson



Donald Brooks, Member



Herman Jones, Member

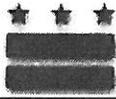


Calvin Nophlin, Member



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.



ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS
c/o Lisner-Louise-Dickson-Hurt Home 5425 Western Avenue, NW Washington, DC 20015
www.anc3e.org

Resolution Regarding Application by Capital Wine School for Retail Class D Tavern License to Serve Alcoholic Beverages, ABRA-086613

Whereas, The Capital Wine School LLC ("Capital Wine School") has sought permission from the District of Columbia Alcoholic Beverage Administration (ABRA) to serve alcoholic beverages in a room to be located at 5207 Wisconsin Avenue NW, Suite 7, and

Whereas, the Capital Wine School entered into the attached voluntary agreement with Advisory Neighborhood Commission 3E at its April 12th, 2011 meeting and

Whereas, the voluntary agreement permits use of the aforementioned facility by applicant and any successor licensee solely for the purposes of operating a wine school and

Whereas, in this voluntary agreement the applicant has also committed to discourage driving and to seek out parking for its customers and

Whereas, with the provisions of this voluntary agreement in place ANC 3E believes the benefits to the neighborhood of granting the license will likely outweigh any burdens imposed,

Now therefore be it resolved, ANC 3E supports Capital Wine School's application for a Retail Class D Tavern License, provided that it adheres to the attached voluntary agreement, and

Be it further resolved, ANC 3E respectfully asks ABRA to embody the conditions specified in the voluntary agreement in any order granting the license sought by Capital Wine School.

ANC 3E approved this resolution at its meeting on May 12, 2011, which was properly noticed and at which a quorum was present. The resolution was approved by a vote of 5-0-0. Commissioners Jonathan Bender, Matthew Frumin, Tom Quinn, Sam Serebin and Beverly Sklover were present.

Jonathan Bender Digitally signed by Jonathan Bender
DN: CN = Jonathan Bender, C = US, O
= Law Office of Jonathan Bender, P.C.,
Date: 2011.05.18 16:04:01 -0400

ANC 3E

By Jonathan Bender, Chairperson

**Voluntary Agreement between Advisory Neighborhood Commission 3E and Capital
Wine School, ABRA case 086613**

The applicant agrees that the requested license will be used to operate a wine school and such requirement will convey with the license.

Applicant also agrees to discourage students from commuting via automobile, motorcycle, or Vespa and will work to address any parking issues for those who would drive.

Jonathan
Bender

Digitally signed by Jonathan
Bender
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US, O = Law Office of Jonathan
Bender, P.C.
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ANC 3E

By Jonathan Bender, Chairperson


Capital Wine School, L.L.C.
