

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

In the Matter of:	)	
	)	
Woo Seong Lee	)	
t/a Mimi's Convenience Store	)	
Transfer Application for a Retailer's	)	
Class B License –	)	
at premises	)	Application no.: 61051
5435 MacArthur Blvd., N.W.	)	License no.: 8255
Washington, D.C.	)	Order no.: 2006-003
	)	

Rachel W. Thompson, on behalf of Advisory Neighborhood Commission 3D, and Woo Seong Lee, Signatories

**BEFORE:**

Charles A. Burger, Chairperson  
Vera M. Abbott, Member  
Judy A. Moy, Member  
Audrey E. Thompson, Member  
Peter B. Feather, Member  
Albert G. Lauber, Member  
Eartha Isaac, Member

**ORDER ON VOLUNTARY AGREEMENT**

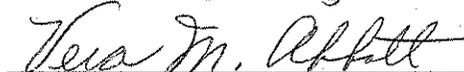
The official records of the Board reflect that Rachel W. Thompson, on behalf of Advisory Neighborhood Commission 3D and Woo Seong Lee, have reached an agreement, dated December 13, 2005, which has been reduced to writing and has been properly executed and filed with the Board. Having determined that the December 13, 2005 agreement complies with all applicable laws and regulations, the Board does hereby, this 18<sup>th</sup> day of January 2006, **APPROVE** the agreement and **INCORPORATE** the text of the same into this Order. Copies of this Order shall be sent to the Signatories of the December 13, 2005 agreement.

Woo Seong Lee  
t/a Mimi's Convenience Store  
Application no. 61051  
License no. 8255  
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District of Columbia  
Alcoholic Beverage Control Board



Charles A. Burger, Chairperson

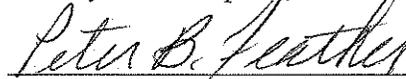


Vera M. Abbott, Member



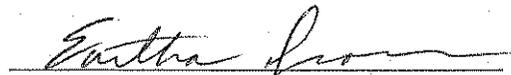
Judy A. Moy, Member

Audrey E. Thompson, Member



Peter B. Feather, Member

Albert G. Lauber, Member



Eartha Isaac, 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, 941 North Capitol Street, N.E., Suite 7200, Washington, D.C. 20002.

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December 28, 2005

Charles A. Burger, Chairman  
Government of the District of Columbia  
Alcoholic Beverage Regulation Administration  
941 North Capitol Street, N.E., 7<sup>th</sup> Floor  
Washington, DC 20002

VIA HAND DELIVERED

Re: Woo Seong Lee, t/a Mimi's Convenience Store, 5435 MacArthur Blvd., NW  
ABC Application No. 61051, ABC License No. 8255

Dear Chairman Burger:

Enclosed is an original copy of the voluntary agreement entered into with ANC 3-D. It is possible that the ANC will also be filing an original copy of the agreement with you. The filing of the agreement is in lieu of the ANC filing a protest.

The protest period expires on December 27, 2005 and the roll call hearing is scheduled for January 11, 2006. If there are no protests filed, we request that the Board act on and approve the voluntary agreement and permit the license to issue at the earliest possible date.

Thank you for your consideration.

Sincerely,

  
Paul L. Pascal  
Attorney at Law

RECEIVED  
2005 DEC 28 P 3:26  
CITY OF THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

PLP:pl

Cc: Rachel W. Thompson, Commissioner, ANC 3D 04 by fax without enclosures  
Client by fax

Government of the District of Columbia  
ADVISORY NEIGHBORHOOD COMMISSION 3-D

P.O. Box 40846  
Palisades Station  
Washington, D.C. 20016

RECORD

ZK

2005 DEC 28 P 3-27

GOV. OF THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE  
REGULATION AND CONTROL DIVISION

VOLUNTARY AGREEMENT  
December 7, 2005

Made this 13<sup>th</sup> day of December, 2005, by and between Woo Seong Lee T/A Mimi's Convenience Store and Advisory Neighborhood Commission 3D (ANC).

WHEREAS, Mimi's Convenience Store ("Licensee") has filed with the District of Columbia Alcoholic Beverage Control Board (ABRA) an application for a Retailer's license Class B, authorizing the sale of wine and beer for off-premises consumption; and

WHEREAS, the parties desire to enter into a voluntary agreement, pursuant to DC Code §25-446 (2001):

NOW, THEREFORE, the parties agree that:

1. Licensee shall not sell a single container of beer, but may sell two or more containers of beer, in a single transaction. Licensee agrees not to sell beer in containers greater than 24 ounces.
2. Licensee shall not sell malt beverages, fortified ales, fortified beers or fortified wines.
3. Licensee may sell alcoholic beverages from 9:00 a.m. to 10:00 p.m. The current hours of operation are 6:30 a.m. to 8:00 p.m. which may in the future be extended to 10:00 p.m. Licensee is and shall remain closed on Sunday.
4. Licensee shall not permit beverages to be opened or consumed on-premises or in public areas in front or behind the premises.
5. Shall arrange for trash/garbage pick-ups and vendor deliveries between 8:00 a.m. and 6:00 p.m. Monday – Friday, and 9:00 a.m. and 6:00 p.m. Saturdays.
6. Shall keep the areas to the front and rear of its premises, particularly areas adjacent to the trash dumpster and rear alley access areas, clean and free of garbage, grease and litter, and take regular steps to control pests and rodents.
7. Shall take reasonable steps to maintain a neat and attractive exterior to its premises, including display windows and signage.
8. Shall notify the Advisory Neighborhood Commissioner for the single member district (3D 04) and the then-current chairman of ANC 3D of any intent to transfer this license.

The parties request that the text of this Agreement be incorporated in the order of ABRA granting Mimi's Convenience Store's application.

Mimi's Convenience Store acknowledges that failure to adhere to the foregoing commitments will constitute grounds for the ANC to petition ABRA for issuance of an Order to Show Cause, pursuant to 23 DCMR. 1513.5, to gain Mimi's Convenience Store's compliance with the terms of this Agreement. Prior to so petitioning, the ANC shall notify Mimi's Convenience Store of any perceived violations and afford Mimi's Convenience Store a minimum of seven (7) days in which to address or rectify the perceived violation. The foregoing remedy is without prejudice to any other remedies available to property owners and residents.

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

Mimi's Convenience Store

By: 

Woo Seong Lee  
118 Elmar Drive  
Vienna, VA 22180

Advisory Neighborhood Commission 3D

By: 

Rachel W. Thompson  
Commissioner, ANC 3D 04

REC'D BY:   
2005 DEC 28 P 3:26  
GOVT OF THE DISTRICT OF COLUMBIA  
ALCOHOL BEVERAGE  
REGISTRATION & INSPECTION