

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

**In the Matter of:** )

Spork, LLC )  
t/a A n D )

Applicant for a New )  
Retailer's Class CT License )

at premises )  
1314 9th Street, N.W. )  
Washington, D.C. 20001 )

Case No. 12-PRO-00074  
License No. ABRA-089950  
Order No. 2012-355

Spork, LLC, t/a A n D (Applicant)

Michael Benardo, Chairperson, Advisory Neighborhood Commission (ANC) 2F  
(Protestant)

A Group of Five or More Individuals (Approximately 11 Individuals)

**BEFORE:** Ruthanne Miller, Chairperson  
Nick Alberti, Member  
Donald Brooks, Member  
Herman Jones, Member  
Calvin Nophlin, Member  
Mike Silverstein, Member

**ORDER ON DISMISSAL OF PROTEST OF  
A GROUP OF FIVE OR MORE INDIVIDUALS**

The Application filed by Spork, LLC, t/a A n D, for a new Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on September 10, 2012, in accordance with D.C. Official Code § 25-601 (2001).

On September 10, 2012, pursuant to Title 23 of the District of Columbia Municipal Regulations ("23 DCMR") § 1602.3 (2004), the Board dismissed the Group of Five or More Individuals, because only four individuals were represented at the Roll Call Hearing. The following individuals were present at the Roll Call Hearing: Martin Smith and David Salter. The following individuals were not present at the Roll Call Hearing: Orestes del Castillo and Margita Salter, but they designated David Salter as their representative. Carla Guglielmino, Rishi Hingoranem, Geraldine Johnson, Kevin Batteh, Ellis Pepper,

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Joseph Tansey, and Greg Melcher were not present at the Roll Call Hearing, and they did not designate a representative.

The Group of Five or More Individuals may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

### **ORDER**

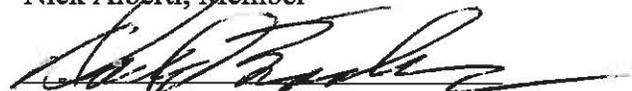
The Board does hereby, this 12th day of September, 2012, **DISMISS** the Protest of the Group of Five or More Individuals. Copies of this Order shall be sent to the Applicant, ANC 2F, Martin Smith, David Salter, Orestes del Castillo, Margita Salter, Guglielmino, Rishi Hingoranem, Geraldine Johnson, Kevin Batteh, Ellis Pepper, Joseph Tansey, and Greg Melcher.

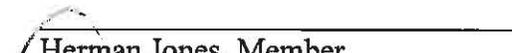
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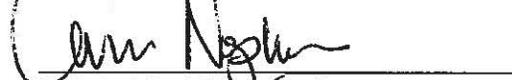
District of Columbia  
Alcoholic Beverage Control Board

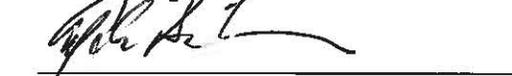
  
Ruthanne Miller, Chairperson

  
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, 2000 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.