

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

In the Matter of:

I And J Baik Corporation Stipulation
t/a Alabama Express

Applicant for Renewal of
Retailer's Class A License

at premises
2846 Alabama Avenue, S.E.
Washington, D.C. 20020

Case No. 12-PRO-00036
License No. ABRA-024971
Order No. 2012-291

I And J Baik Corporation Stipulation, t/a Alabama Express (Applicant)

Robert Jordan and Zina Williams, Commissioners, on behalf of Advisory Neighborhood Commission (ANC) 7B

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

ORDER DENYING APPLICANT'S REQUEST FOR DISMISSAL OF ANC 7B

The Application filed by I And J Baik Corporation Stipulation, t/a Alabama Express, for renewal of its Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 21, 2012, in accordance with D.C. Official Code § 25-601 (2001).

On June 7, 2012, Mediation was scheduled at 9:00 a.m. The Applicant was present at 9:00 a.m., but ANC 7B was not present. At 9:15 a.m., the ABRA's agent telephonically reached Commissioner Robert Jordan, ANC 7B's representative, and inquired about his whereabouts, who stated that he expected to arrive at 10:05 a.m. However, the Applicant did not wait and left around 9:45 a.m., and stated his intention to request the dismissal of ANC 7B's protest. Commissioner Jordan arrived at 9:55 a.m.

The Applicant submitted a correspondence, dated June 7, 2012, requesting the dismissal of ANC 7B's protest due to the ANC 7B's absence at the Mediation.

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Based upon the above, the Board finds that ANC 7B demonstrated its intention to attend Mediation. As such, the Board denies the Applicant's request and ordered that the Mediation be rescheduled.

ORDER

The Board does hereby, this 27th day of June, 2012, **DENY** the Applicant's request to dismiss ANC 7B's protest and **RESCHEDULE** the Mediation. Copies of this Order shall be sent to the Applicant and ANC 7B.

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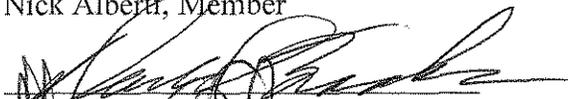
District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



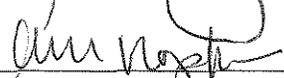
Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member



Calvin Noplin, 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.