THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of: Finally Free, Inc. t/a B Smith's Holder of a Retailer's Class CR License at premises 50 Massachusetts Avenue, N.E. Washington, D.C. 20002	)	License No: ABRA-021207 Order No: 2014-147

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

ORDER TO CEASE AND DESIST

This notice constitutes a Cease and Desist Order issued by the Alcoholic Beverage Control Board (Board) pursuant to D.C. Official Code § 25-829. This Cease and Desist Order applies to Finally Free, Inc., t/a B Smith's (Respondent), holder of a Retailer's Class CR License No. ABRA-021207, located at premises 50 Massachusetts Avenue, N.E., Washington, D.C.

The basis of this Order is that a review of the Board's official records by the Alcoholic Beverage Regulation Administration (ABRA) has determined that the Respondent failed to pay the second year license fees for the period of 2014 to 2015 by March 31, 2014, the deadline for all Retailer's Class CR licenses. Therefore, the Respondent's license has been **SUSPENDED** until the Respondent pays the required license fees and the daily fine of $50.00 imposed by the Board for late payment.

Pursuant to D.C. Official Code § 25-829, the Respondent is therefore **ORDERED** by the Board on this 1st day of May, 2014, to **STOP selling, serving, or permitting the consumption of alcoholic beverages at your establishment** until payment of the second year license fees and any associated fines are received by ABRA. The Respondent may not allow the sale, service, or consumption of alcoholic beverages on the licensed premises until the ABC License is reinstated by the Board.

A copy of this Order is being forwarded to the Metropolitan Police Department and D.C. licensed Wholesalers to ensure compliance. Failure to comply with this Order will subject the Respondent to the maximum civil penalties provided by the law.

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 D.C. Official Code § 25-829(b)(1), you may submit a written request to the Board for a hearing within fifteen (15) days of service of this Order. Additionally, you may submit a written request to the Board for an expedited hearing pursuant to D.C. Official Code § 25-829(c)(1) within ten (10) days of service of this Order. A written request for a hearing should be addressed to the Board and sent to the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., 400 South, 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).