

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

In the Matter of:

Pure Hospitality, LLC
t/a Bandolero

Application for Renewal of a
Retailer's Class CR License

at premises
3241 M Street, N.W.
Washington, D.C. 20007

Case No. 13-PRO-00066
License No. ABRA-075631
Order No. 2013-275

Pure Hospitality, LLC, t/a Bandolero (Applicant)

Matt Wexler, Abutting Property Owner (Protestant)

Richard G. Price, on behalf of F&M Enterprises, LLC

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

ORDER ON DISMISSAL OF PROTEST OF F&M ENTERPRISES, LLC

The Application filed by Pure Hospitality, LLC, t/a Bandolero, for renewal of its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on June 3, 2013, in accordance with D.C. Official Code § 25-601 (2001).

On May 20, 2013, Richard G. Price, on behalf of F&M Enterprises, LLC, filed a protest against the renewal of the license. F&M Enterprises, LLC is located at 3249 M Street, N.W.

At the Roll Call Hearing, on June 3, 2013, the Board's agent informed Mr. Price that F&M Enterprises, LLC's property does not share a common wall, and thus it is not an abutting property owner, qualified for standing under D.C. Official Code § 25-601(1).

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Pursuant to Title 23 of the District of Columbia Municipal Regulations (23 DCMR) § 1602.3 (2004), the Board dismissed the Protest of F&M Enterprises, LLC, because its property at 3249 M Street, N.W., Washington, D.C., does not abut the Applicant's establishment under D.C. Official Code § 25-601(1),.

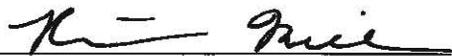
F&M Enterprises, LLC may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

ORDER

The Board does hereby, this 5th day of June, 2013, **DISMISS** the Protest of F&M Enterprises, LLC. Copies of this Order shall be sent to the Applicant and Richard G. Price, on behalf of F&M Enterprises, LLC.

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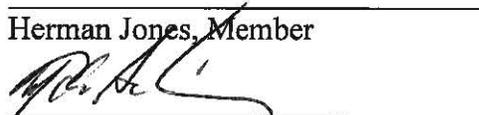
District of Columbia
Alcoholic Beverage Control Board


Ruthanne Miller, Chairperson

Nick Alberti, Member


Donald Brooks, Member

Herman Jones, Member


Mike Silverstein, Member

Pursuant to D.C. Official Code § 25-433, 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.