

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

In the Matter of:)
)
Michael Naizghi)
t/a Bella)
)
Application for Substantial Change)
(Change of License Class from CR to CT))
to Retailer's Class CR License)
)
at premises)
900 Florida Avenue, N.W.)
Washington, D.C. 20001)
_____)

Case No. 11-PRO-00033
License No. ABRA-084492
Order No. 2011-365

Michael Naizghi, t/a Bella (Applicant)

A Group of Five or More Individuals (Approximately 8 Individuals) (Protestant)

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

ORDER ON DISMISSAL OF PROTESTANT

The Application filed by Michael Naizghi, t/a Bella, for a change of license class from CR (Restaurant) to CT (Tavern) for its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on August 8, 2011, in accordance with D.C. Official Code § 25-601 (2001).

On August 8, 2011, pursuant to Title 23 of the District of Columbia Municipal Regulations ("23 DCMR") § 1602.3 (2004), the Board dismissed the Protest of the Group of Five or More Individuals, because the Protestants failed to produce five individuals at the Roll Call Hearing, in accordance with D.C. Official Code § 25-601(2) (2001). Eartha Clark was present at the Roll Call Hearing and represented two individuals of the Group of Five or More Individuals, for a total of three individuals. 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.

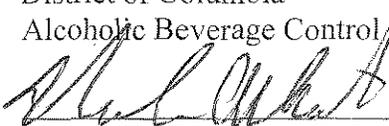
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ORDER

The Board does hereby, this 10th day of August, 2011, **DISMISS** the Protest of the Group of Five or More Individuals. Copies of this Order shall be sent to the Applicant, Eartha Clark, Jeremy Sigmon, Shannon Cummings, Laura Doyle, Charlotte Jones, Yvette Nwechwkwn, Verna Lisen, and Derr Emmanuel.

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District of Columbia
Alcoholic Beverage Control Board

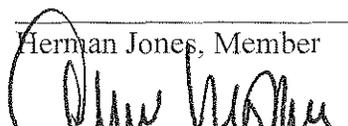


Nick Alberti, Interim Chairperson



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 14th Street, N.W., Suite 400S, Washington, DC 20009.