

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

In the Matter of:

Pirosi, LLC
t/a Café Sorriso

Applicant for a New
Retailer's Class CR License

at premises
2311 Calvert Street, N.W.
Washington, D.C. 20008

Case No. 12-PRO-00001
License No. ABRA-088262
Order No. 2012-096

Pirosi, LLC, t/a Café Sorriso (Applicant)

Lee Brian Reba, on behalf of A Group of Five or More Individuals

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Calvin Nophlin, Member
Mike Silverstein, Member
Jeannette Mobley, Member

**ORDER ON VOLUNTARY AGREEMENT AND WITHDRAWAL OF PROTEST
OF A GROUP OF FIVE OR MORE INDIVIDUALS**

The Application filed by Pirosi, LLC, t/a Café Sorriso (Applicant), for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on January 17, 2012 and a Protest Status Hearing on February 22, 2012, in accordance with D.C. Official Code § 25-601 (2001).

The Applicant and A Group of Five or More Individuals have entered into a Voluntary Agreement, dated February 20, 2012, setting forth the terms and conditions that govern the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Lee Brian Reba, on behalf of the Group of Five or More Individuals, are signatories to the Agreement

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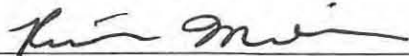
This Agreement also constitutes a withdrawal of the Protest filed by the Group of Five or More Individuals of this Application.

Accordingly, it is this 14th day of March 2012, **ORDERED** that:

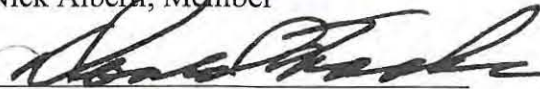
1. The Application filed by Pirosi, LLC, t/a Café Sorriso, for a new Retailer's Class CR License, located at 2311 Calvert Street, N.W., Washington, D.C., is **GRANTED**;
2. The Protest of the Group of Five or More Individuals in this matter is hereby **WITHDRAWN**;
3. The above-referenced Voluntary Agreement submitted by the Applicant and the Group of Five or More Individuals to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED**; and
4. Copies of this Order shall be sent to the Applicant and Lee Brian Reba, on behalf of A Group of Five or More Individuals.

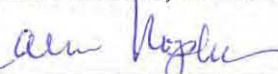
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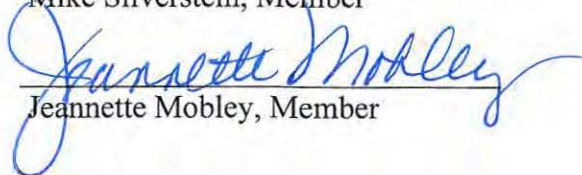

Ruthanne Miller, Chairperson


Nick Alberti, Member


Donald Brooks, Member


Calvin Nophlin, Member


Mike Silverstein, Member


Jeannette Mobley, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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.

VOLUNTARY AGREEMENT

This Voluntary Agreement made this ^{20th} day of February, 2012, by and among PIROSI, LLC, t/a CAFÉ SORRISO (Applicant) and LEE BRIAN REBA (Commissioner ANC 3C01), on behalf of a group of five or more individuals (collectively "Protestants")

RECITALS

WHEREAS, Applicant has made application for a new Alcoholic Beverage Control (ABC) Retailer's License Class CR for premises located at 2311 Calvert 18th Street, NW; and

WHEREAS, Protestants have protested Applicant's ABC application; and

WHEREAS, the parties desire to enter into this voluntary agreement, pursuant to DC Code Section 25-446, to resolve the issues raised by Protestants' objections, and to request that the ABC Board approve Applicant's license application conditioned on Applicant's compliance with the terms of this agreement.

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the parties agree as follows:

1. Recitals Incorporated. The recitals set forth above are incorporated herein by reference.
2. Applicant's interior seating and occupancy will not exceed 49 seats.
3. Applicant's sidewalk cafe seating will not exceed 20 seats. Applicant will not place any sound amplification equipment, or conduct any other form of entertainment, on its sidewalk café.
4. Applicant's hours of operation shall be 7:00am to 12:00am; provided, however: (a) on days designated by the ABC Board as "Extended Hours for ABC Establishments" or "Daylight Savings Time Extension of Hours" Applicant may operate for one additional hour (that is, one hour later); (b) in the event the Council of the District of Columbia or the ABC Board grants licensees in general extended operating hours (such as for Inauguration), Applicant may avail itself of such extended hours; and, (c) on January 1 of each year Applicant may operate until 4:00am.
5. Applicant acknowledges that control of rodents is of significant concern to Protestants. Applicant will contract for regular (not less than monthly) pest control services and provide for trash removal not less than three days per week. Trash collection shall be conducted only between the hours of 8:00am and 8:00pm. Applicant shall provide for storage of cooking grease in sealed containers and removal of such grease in such manner as to ensure that grease is not spilled in outdoor areas adjacent to the subject premises.

6. In reliance upon the foregoing commitments by Applicant, Protestants hereby withdraw their protests, contingent upon the text of this Voluntary Agreement being incorporated in an Order of the ABC Board granting Applicant's license application.

7. Authority. Representatives executing this Agreement on behalf of the respective parties do hereby affirm that they have the authority to do so.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first above written.

Applicant: PIROSI, LLC

By: 
Pietro Polles, Managing Member

Protestants:

Lee Brian Reba
LEE BRIAN REBA (Commissioner ANC 3C01), on behalf of a group of five or more protestants.

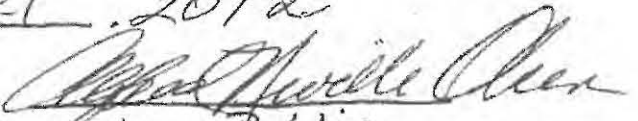
District of Columbia

Subscribed and sworn to me before this

20th day of FEBRUARY, 2012

Notary Public, District of Columbia
My Commission Expires 5/14/2012

My commission expires


Notary Public