

In this case, on February 12, 2014, the Licensee was required to submit construction blueprints and within 30 days and show evidence of work permits. *Board's Calendar* (Feb. 12, 2014). There is no evidence that these submissions were ever received.

The Board's records further show that the Licensee requested that the Board release the license from safekeeping on April 27, 2015. *Letter from Warren J. Smith* (Apr. 27, 2015). The Board reactivated the license in May 2015. *Public Notice*, (May 15, 2015) (ABRA License No. 005018).

Yet, on November 2, 2015—approximately five months later—Alcoholic Beverage Regulation Administration Investigator Jason Peru attempted to conduct a regulatory inspection of the Licensee's business. *ABRA Inspection Report*, (Nov. 2, 2015) (California Liquors). He observed that the business was out of business or "O.O.B." *Id.*

Under these circumstances, the Licensee did not qualify to have the license released from safekeeping, because the business has never resumed operations in accordance with D.C. Official Code § 25-791(a). Consequently, the Board restores the license to safekeeping and deems the License abandoned in accordance with D.C. Official Code § 25-791(a) for failing to take appropriate steps to restore the operation of the business.

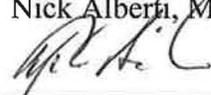
ORDER

Therefore, on this 1st day of June 2016, the Board hereby **CANCELS** ABRA License Number 005018, held by the Licensee, in accordance with this Order. The Motion for Reconsideration is **DENIED**. A copy of this Order shall be delivered to the Licensee.

District of Columbia
Alcoholic Beverage Control Board



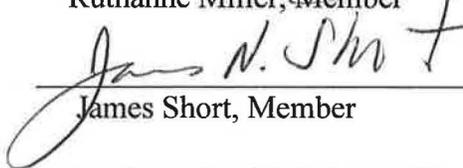
Donovan Anderson, Chairperson

Nick Alberti, Member


Mike Silverstein, Member



Ruthanne Miller, Member



James Short, Member

Pursuant to 23 DCMR § 1719.1 (2008), 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, Reeves Center, 2000 14th Street, NW, 400S, 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 23 DCMR § 1719.1 (2008) 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) (2004).