

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

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| _____) | |
| In the Matter of:) | |
|) | |
| R S Liquors, Inc.) | |
| t/a Cap Liquors) | |
|) | |
| Holder of a) | License No. ABRA-024522 |
| Retailer's Class A License) | Order No. 2014-357 |
|) | |
| at premises) | |
| 1301 South Capitol Street, S.W.) | |
| Washington, D.C. 20024) | |
| _____) | |

R S Liquors, Inc., t/a Cap Liquors (Licensee)

Roger Moffatt, Chairperson, Advisory Neighborhood Commission (ANC) 6D

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

ORDER ON SECOND AMENDMENT TO SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that R S Liquors, Inc., t/a Cap Liquors, (Licensee), and ANC 6D entered into a Settlement Agreement dated January 11, 2010, and an Amendment to Settlement Agreement dated March 24, 2010, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Second Amendment to Settlement Agreement (Second Amendment), dated September 8, 2014, in accordance with D.C. Official Code § 25-446 (2001).

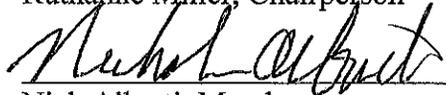
The Second Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Roger Moffatt, Commissioner Rhonda Hamilton, and Dr. Coralie Farlee, on behalf of ANC 6D, are signatories to the Second Amendment.

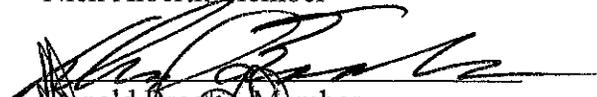
Accordingly, it is this 24th day of September, 2014, **ORDERED** that:

1. The above-referenced Second Amendment to Settlement Agreement, dated September 8, 2014, submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the original Settlement Agreement dated January 11, 2010, and Amendment to Settlement Agreement dated March 24, 2010, not amended by the Second Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 6D.

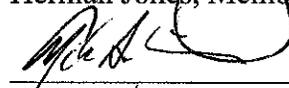
District of Columbia
Alcoholic Beverage Control Board

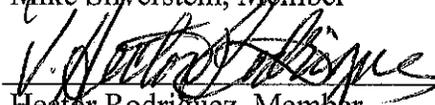

Ruthanne Miller, Chairperson

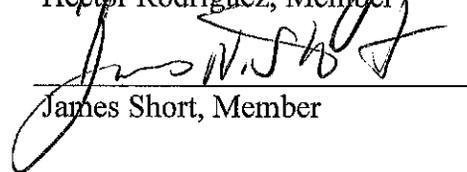

Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

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

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).



AMENDMENT TO VOLUNTARY AGREEMENT

THIS AMENDMENT TO VOLUNTARY AGREEMENT is made on this 8th day of September, 2014, by and between RS Liquors, Inc., t/a Cap Liquors License # 24522 (licensee) and Advisory Neighborhood Commission 6D (ANC6D), collectively, the Parties.

RECITALS

WHEREAS, Applicant and ANC6D entered into Voluntary Agreement dated January 11, 2010, which was subsequently amended by Board Order 2010-047 dated March 24, 2010, concerning the Licensee's Retailer's Class A alcoholic beverage license for an establishment located at 1301 South Capitol Street, SW, Washington, D.C., and

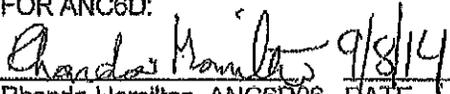
WHEREAS, the Parties have agreed to enter into this Amendment to Voluntary Agreement to permit the Licensee to extend its Hours of Operation and Sales of Alcoholic Beverages as set forth more clearly below; and

WHEREAS, the Parties request that the Alcoholic Beverage Control Board approve this Amendment to Voluntary Agreement conditioned upon the Licensee's compliance with the terms of this written Amendment and the previously executed Voluntary Agreement and Board Order; and

NOW, THEREFORE, in consideration of the recitals set forth above, it is mutually understood and agreed by and between the undersigned Parties to amend the previously executed Voluntary Agreement as follows:

1. **Recitals Incorporated.** The recitals set forth above are incorporated herein by reference.
2. **Hours of Operation and Sales.**
The Applicant's Hours of Operation shall be as follows:
Sunday: 10 a.m. to 9 p.m.
Monday to Saturday: 10 a.m. to 12 midnight

The Applicant's hours for selling and serving shall be as follows:
Sunday: 10 a.m. to 9 p.m.
Monday to Saturday: 10 a.m. to 12 midnight
3. **Compliance with ABRA Regulations.** Licensee promises that it shall abide by all Alcoholic Beverage Regulations Administration (ABRA) regulations and all other provisions applicable to liquor licenses.
4. **Agreement Otherwise Unamended.** Except as otherwise provided herein, the terms and conditions of the previously executed Voluntary Agreement and Board Order are expressly reaffirmed and remain in full force and effect.

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| FOR ANC6D: | LICENSEE: |
|  9/8/14 Rhonda Hamilton, ANC6D06 Commissioner |  9/3/14 Shing Lam, Owner |
|  9/8/14 Roger Moffatt, Chair, ANC6D | |
|  9/8/14 Coralie Farlee, Chair, ABC Committee | |