

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

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In the Matter of:)	
)	
Capo, LLC)	
t/a Capo)	
)	Case No. 16-PRO-00093
Applicant for a New)	License No. ABRA-103693
Retailer's Class CT License)	Order No. 2016-551
)	
at premises)	
715 Florida Avenue, N.W.)	
Washington, D.C. 20001)	
<hr style="border-top: 1px solid black;"/>)	

Capo, LLC, t/a Capo (Applicant)

James A. Turner, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 1B

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member

ORDER ON DISMISSAL OF ANC 1B'S PROTEST

The Application filed by Capo, LLC, t/a Capo (Applicant), for a new Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on October 3, 2016, in accordance with D.C. Official Code § 25-601 (2001).

On October 3, 2016, the Board dismissed the Protest of ANC 1B, because the ANC 1B failed to appear at the Roll Call Hearing. The ANC 1B 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 19th day of October, 2016, **DISMISS** the Protest of ANC 1B. Copies of this Order shall be sent to the Applicant and ANC 1B.

District of Columbia
Alcoholic Beverage Control Board

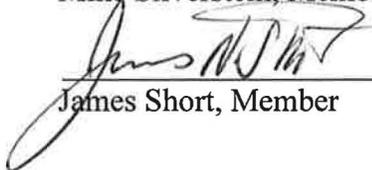


Donovan Anderson, Chairperson



Nick Alberti, Member

Mike Silverstein, Member



James Short, Member

Pursuant to D.C. Official Code § 25-433(d)(1), 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.

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, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). 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).