

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

In the Matter of:

Omar, LLC)	Case No.:	15-PRO-00047
t/a Castello Restaurant & Lounge)	License No.	097302
)	Order No.	2015-364.
Application for a New)		
Retailer's Class CT License)		
)		
at premises)		
931 Hamilton Street, N.W.)		
Washington, D.C. 20011)		

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

ALSO PRESENT: Omar, LLC, t/a Castello Restaurant & Lounge, Applicant

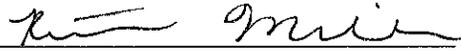
David Sheon, on behalf of A Group of Five or More Individuals

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER AFFIRMING BOARD ORDER NO. 2015-354

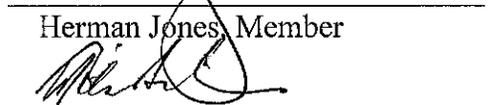
In Board Order No. 2015-354, the Alcoholic Beverage Control Board dismissed the Applicant for failing to appear. In a motion for reinstatement, the Applicant admits that he arrived almost two hours after the scheduled time for the Protest Status Hearing, because he had recorded the wrong time for the hearing on his calendar. The Board notes that this does not constitute good cause for failing to appear under 23 DCMR 1603.3 (West Supp. 2015); therefore, the Board, on this 22nd day of July 2015, hereby **AFFIRMS** its dismissal of the Applicant. ABRA shall deliver a copy of this Order to the Applicant and the Protestant.

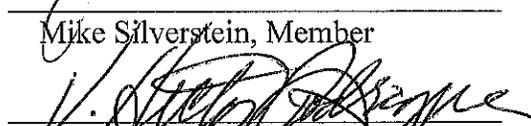
District of Columbia
Alcoholic Beverage Control Board

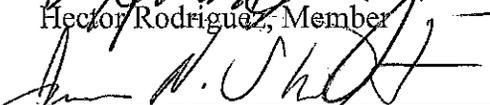

Ruthanne Miller, Chairperson


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

I dissent from the decision reached by the majority.


Nick Alberti, Member

Pursuant to 23 DCMR § 1719.1, 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, 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, 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 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).