

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

In the Matter of:)
)
Columbia Lodge #85/Joint Management Team)
(IBPOEW), Inc.)
t/a Columbia Lodge #85 I.B.P.E.O. of Wo)
)
Petition to)
Terminate Settlement Agreement)
for a Retailer's Class CX Club License)
)
at premises)
1844 3rd Street, N.W.)
Washington, D.C. 20001)
_____)

License No.: ABRA-000237
Order No.: 2016-358

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

**ORDER DENYING PETITION TO TERMINATE
SETTLEMENT AGREEMENT**

The official records of the Alcoholic Beverage Control Board (Board) reflect that Columbia Lodge #85/Joint Management Team (IBPOEW), Inc., t/a Columbia Lodge #85 I.B.P.E.O. of Wo (Petitioner), entered into a Settlement Agreement with Advisory Neighborhood Commission (ANC) 1B and LeDroit Park Civic Association, on July 20, 2010, and it was approved by the Board on September 8, 2010. The Petitioner now seeks to terminate its Settlement Agreement under D.C. Official Code § 25-446(d).

D.C. Official Code § 25-446(d)(2) provides that “The Board may accept an application to amend or terminate a settlement agreement by fewer than all parties in the following circumstances: (A) During the license’s renewal period; and (B) After 4 years from the date of the Board’s decision initially approving the settlement agreement.”

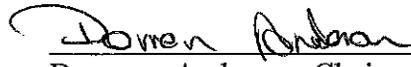
The Board finds that the Petitioner failed to file its Petition to Terminate the Settlement Agreement by March 31, 2016, the deadline for renewal of all Retailer’s Class CX Club licenses.

Therefore, based upon the above, the Board denies the Petition to Terminate the Settlement Agreement because the Petitioner failed to file a timely Petition to Terminate Settlement Agreement.

ORDER

The Board does hereby, this 8th day of June, 2016, **DENY** the Petition to Terminate Settlement Agreement submitted by Columbia Lodge #85/Joint Management Team (IBPOEW), Inc., t/a Columbia Lodge #85 I.B.P.E.O. of Wo. Copies of this Order shall be sent to the Petitioner.

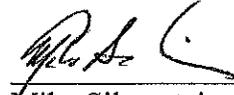
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



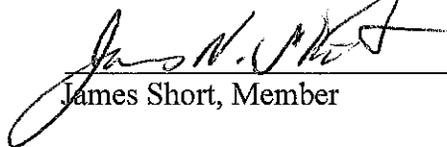
Nick Alberti, Member



Mike Silverstein, Member



Ruthanne Miller, 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).