

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

In the Matter of:)	
)	
Yonas, Inc.)	
t/a Corner Market)	
)	
Applicant for a New)	Case No. 11-PRO-00011
Retailer's Class A License)	License No. ABRA-086200
)	Order No. 2011-192
at premises)	
1447 Howard Road, S.E.)	
Washington, D.C. 20020)	

Yonas, Inc., t/a Corner Market ("Applicant")

Anthony Muhammad, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 8A

Noreen Dzieketey and Benjamin Dzieketey, on behalf of A Group of Five or More Individuals

BEFORE: Charles Brodsky, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER DENYING ANC 8A'S REQUEST FOR REINSTATEMENT

The Application filed by Yonas, Inc., t/a Corner Market, for a new Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on March 21, 2011, in accordance with D.C. Official Code § 25-601 (2001).

On March 21, 2011, pursuant to Title 23 of the District of Columbia Municipal Regulations ("23 DCMR") § 1602.3 (2004), the Board dismissed the Protest of ANC 8A for failure to appear at the Roll Call Hearing.

On April 5, 2011, Anthony Muhammad, on behalf of ANC 8A, filed a letter, dated March 21, 2011, requesting reinstatement with the Board indicating that ANC 8A overlooked the new date and meeting location of the Board. Under 23 DCMR § 1602.3, a request for reinstatement with the Board must be filed within ten (10) days after

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notification from the Board of the dismissal. ANC 8A did not submit a timely request for reinstatement. In addition, ANC 8A's oversight of the new date and location does not constitute good cause under 23 DCMR § 1602.3. Therefore, the Board does not find good cause to reinstate ANC 8A pursuant to 23 DCMR § 1602.3.

ORDER

For these reasons, the Board does hereby, this 27th day of April, 2011, **DENY** the reinstatement of ANC 8A. Copies of this Order shall be sent to the Applicant; ANC 8A; and Noreen Dzieketey and Benjamin Dzieketey, on behalf of A Group of Five or More Individuals.

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District of Columbia
Alcoholic Beverage Control Board

Charles Brodsky, Chairperson



Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member

Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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.



ADVISORY NEIGHBORHOOD COMMISSION 8A

Government of the District of Columbia
Fairlawn/ Historic Anacostia/ Hillsdale/ Sheridan

Anthony Muhammad
Chairperson

Lendia S. Johnson
Vice Chairperson

Barbara Clark
Treasurer

Anthony Muhammad
Secretary

Monday, March 21, 2011

Chairman Charles Brodsky
Alcoholic Beverage Control Board,
1250 U Street, NW,
3rd Floor
Washington, DC 20009

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MAR 21 10:51 PM '11
COMMUNITY DEVELOPMENT
DIVISION

Commissioners

Ref: Yonas, LLC t/a Corner Market

Anthony Muhammad
SMD 8A01

Dear Chairman Brodsky:

Barbara Clark
SMD 8A02

In regards to the status hearing held today in the above referenced case, ANC 8A overlooked the new date and the new meeting location of the Board. I spoke earlier to Board staff who informed me that the meeting may or may not be held today. In light of that, we did not have the date on our calendar.

Greta Fuller
SMD 8A03

This letter is to ask for a reconsideration of our status in this case. We apologize for the absence and looking forward to a new date. Thank you so much for considering our case.

Charles Wilson
SMD 8A04

Sincerely,

Carolyn B. Ward
SMD 8A05

Anthony Muhammad,
Chairperson ANC 8A

Gregg Justice III
SMD 8A06

Lendia S. Johnson
SMD 8A07