

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

In the Matter of:)

H & B Ventures, LLC)
t/a Costa Brava)

Applicant for a New)
Retailer's Class CR License)

at premises)
1837 1st Street, N.W.)
Washington, D.C. 20001)

Case No. 12-PRO-00079
License No. ABRA-090223
Order No. 2012-412

H & B Ventures, LLC, t/a Costa Brava (Applicant)

Lawrence Perry, abutting property owner (Protestant)

Victoria A. Rizzo, abutting property owner (Protestant)

Evelyn Rodriguez, abutting property owner

A Group of Five or More Individuals (Approximately 25 Individuals)

Hugh Youngblood, on behalf of Single Member District (SMD) 5C03

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

**ORDER ON DISMISSAL OF PROTESTS OF A GROUP OF FIVE OR MORE
INDIVIDUALS, EVELYN RODRIGUES AND
SINGLE MEMBER DISTRICT 5C03**

The Application filed by H & B Ventures, LLC, t/a Costa Brava, for a new Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on October 15, 2012, in accordance with D.C. Official Code § 25-601 (2001).

H & B Ventures, LLC
t/a Costa Brava
Case No. 12-PRO-00079
License No. ABRA-090223
Page 2

On October 15, 2012, the Board dismissed the Protest of Evelyn Rodriguez, abutting property owner, because Ms. Rodriguez's protest letter was not signed.

Also, the Board dismissed the Group of Five or More Individuals, because no one from the Group of Five or More Individuals appeared at the Roll Call Hearing.

Finally, the Board dismissed the Protest of SMD 5C03, because SMDs do not have standing as a protestant. Therefore, SMD 5C03 did not meet the standing requirements under D.C. Official Code § 25-601.

Ms. Rodriguez's, the Group of Five or More Individuals and SMD 5C03 may file a Request for Reinstatement within ten (10) days from the date of this Order.

ORDER

The Board does hereby, this 17th day of October, 2012, **DISMISS** the Protests of Evelyn Rodriguez, the Group of Five or More Individuals and SMD 5C03.

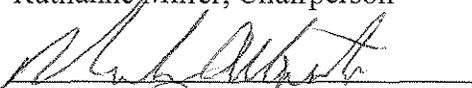
Copies of this Order shall be sent to the Parties.

H & B Ventures, LLC
t/a Costa Brava
Case No. 12-PRO-00079
License No. ABRA-090223
Page 3

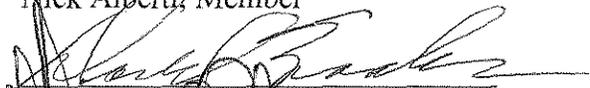
District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



Nick Alberti, Member



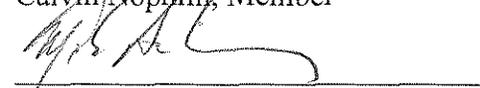
Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any party adversely affected 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.