

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

In the Matter of:

Darnell Perkins & Associates, LLC
t/a Darnell's

Applicant for Renewal of a
Retailer's Class CT License

at premises
944 Florida Avenue, NW
Washington, D.C. 20001

Case No.: 16-PRO-00125
License No.: ABRA-095113
Order No.: 2017-139

Darnell Perkins & Associates, LLC, t/a Darnell's (Applicant)

David Riley, on behalf of A Group of Five or More Individuals (Protestant)

David Riley, Abutting Property Owner (Protestant)

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Mafara Hobson, Member
Jake Perry, Member

ORDER HOLDING PROTEST HEARING IN ABEYANCE

The Application filed by Darnell Perkins & Associates, LLC, t/a Darnell's (Applicant), for renewal of its Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on December 19, 2016, and a Protest Status Hearing on March 1, 2017, in accordance with D.C. Official Code § 25-601 (2001).

On March 1, 2017, the Applicant filed a request asking the Board to hold the Protest Hearing in abeyance until the transfer of the license to a new owner is approved by the Board. *ABRA Protest File, 16-PRO-00125*. Concurrent with this request, the Applicant submitted his license for Safekeeping which was approved by the Board on March 8, 2017. *See ABRA Licensing File, ABRA-095113*.

In light of the contemporaneous filings by the Applicant, the Board grants the request to hold the Protest proceeding in abeyance until the license is either removed from Safekeeping or transferred to a new owner.

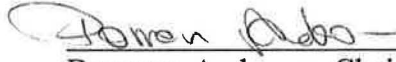
However, the Board advises the Applicant that if the license is not removed from Safekeeping or transferred within three (3) months from the date of this Order, the Protest proceedings will be deemed terminated and the license will be required to undergo a second renewal complete with the posting of new placards.


ORDER

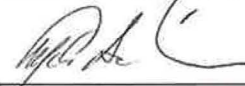
The Board does hereby, this 8th day of March, 2017, **GRANT** the request to hold the Protest Hearing in abeyance to a date to be determined.


Copies of this Order shall be sent to the Applicant and David Riley, as an Abutting Property Owner and on behalf of the Group of Five or More Individuals.

District of Columbia
Alcoholic Beverage Control Board

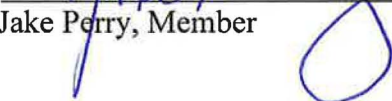

Donovan Anderson, Chairperson


Nick Alberti, Member


Mike Silverstein, Member


James Short, Member


Mafara Hobson, Member


Jake Perry, 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).