

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

In the Matter of:)	
)	
Desta Ethiopian Restaurant, LLC)	
t/a Desta Ethiopian Restaurant)	
)	
Applicant for a New)	Case No. 15-PRO-00089
Retailer's Class CR License)	License No. ABRA-098818
)	Order No. 2015-456
at premises)	
6128 Georgia Avenue, N.W.)	
Washington, D.C. 20012)	

Desta Ethiopian Restaurant, LLC, t/a Desta Ethiopian Restaurant (Applicant)

Stephen Whatley, Chairperson, Advisory Neighborhood Commission (ANC) 4A

Karrye Braxton and Patience Singleton, on behalf of A Group of Five or More Individuals (Five Individuals) (Protestant)

Regchenal Johnson, on behalf of A Group of Five or More Individuals (Fifteen Individuals) (Protestant)

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

ORDER ON DISMISSAL OF ANC 4A'S PROTEST

The Application filed by Desta Ethiopian Restaurant, LLC, t/a Desta Ethiopian Restaurant, 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 September 28, 2015, in accordance with D.C. Official Code § 25-601 (2001).

On September 28, 2015, the Board dismissed the Protest of ANC 4A, because ANC 4A failed to appear at the Roll Call Hearing. ANC 4A may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

The Board's agent advised Ms. Regchenal Johnson's Group at the Roll Call Hearing that at least one more individual must appear at the Protest Status Hearing to be granted standing as A Group of Five or More Individuals. Ms. Johnson's Group was granted conditional standing at the Roll Call Hearing.

ORDER

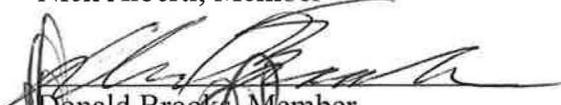
The Board does hereby, this 7th day of October, 2015, **DISMISS** the Protest of ANC 4A. Copies of this Order shall be sent to the Applicant; ANC 4A; Karrye Braxton and Patience Singleton, on behalf of the Group of Five or More Individuals; and Regchenal Johnson, on behalf of the Group of Five or More Individuals.

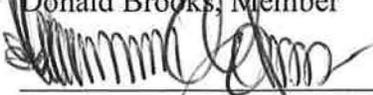
The Board advises the parties that the protests of the two Group of Five or More Individuals remain, and the Protest Status Hearing is set for November 4, 2015 at 9:30 a.m. and the Protest Hearing for December 9, 2015 at 4:30 p.m.

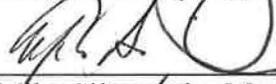
District of Columbia
Alcoholic Beverage Control Board

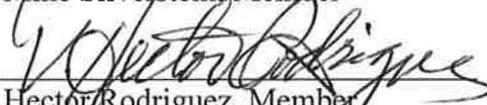

Ruthanne Miller, Chairperson

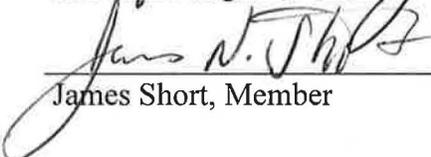
Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, 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).