

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

In the Matter of:

HLS, Inc.

t/a Dupont Italian Kitchen

Application for Substantial Change

(Summer Garden)

to a Retailer's Class CR License

at premises

1637 17th Street, N.W.

Washington, D.C. 20009

Case No. 15-PRO-00088

License No. ABRA-008949

Order No. 2015-455

HLS, Inc., t/a Dupont Italian Kitchen (Applicant)

Noah Smith, Commissioner, Advisory Neighborhood Commission (ANC) 2B (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 APPLICATION

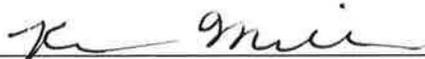
The Application filed by HLS, Inc., t/a Dupont Italian Kitchen, for a Substantial Change to include a new Summer Garden to its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on September 28, 2015, in accordance with D.C. Official Code § 25-601 (2001).

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

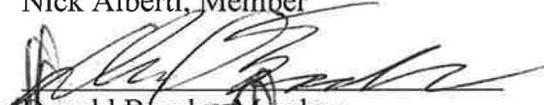
ORDER

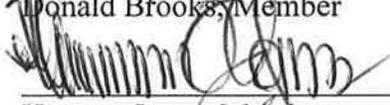
The Board does hereby, this 7th day of October, 2015, **DISMISS** the Application. Copies of this Order shall be sent to the Applicant and ANC 2B.

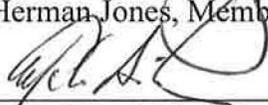
District of Columbia
Alcoholic Beverage Control Board

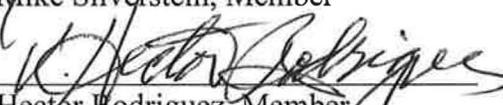

Ruthanne Miller, Chairperson

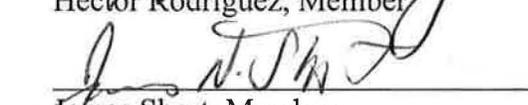
Nick Alberti, Member


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).