

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

In the Matter of:)	
)	
Nispero, LLC)	Case No. 10-PRO-00117
t/a El Nuevo Migueleno)	License No. 075403
)	Order No. 2010-476
Application for Substantial Change)	
to a Retailer's Class CR License)	
)	
at premises)	
1721 Columbia Rd., N.W.)	
Washington, D.C. 20009)	

Nispero, LLC, t/a El Nuevo Migueleno, Applicant

Ellen Jaffe and Nancy Shia, on behalf of A Group of Five or More Individuals, Protestant

BEFORE: Nick Alberti, Acting Chairperson
Mital Gandhi, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER GRANTING REQUEST FOR REINSTATEMENT

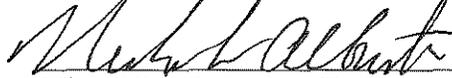
The Application filed by Bon Nispero, LLC, t/a El Nuevo Migueleno (Applicant), for a Substantial Change to a Retailer's Class CR License, having been protested by A Group of Five or More Individuals, represented by Ellen Jaffe and Nancy Shia, came before the Alcoholic Beverage Regulation Administration (ABRA) for a Roll Call Hearing on September 7, 2010, in accordance with D.C. Official Code § 25-601 (2001).

On September 7, 2010, pursuant to Title 23 of the District of Columbia Municipal Regulations ("23 DCMR") § 1602.3 (2004), the Board dismissed the Application because the Applicant failed to appear at the Roll Call Hearing. The Applicant filed a request for reinstatement with the Board, explaining the reasons for not appearing. The Applicant failed to appear due to confusion over when the hearing would begin. Upon consideration of this request to reinstate the Applicant, the Board finds good cause based on the Applicant's reasons to reinstate Applicant pursuant to 23 DCMR § 1602.3.

ORDER

For these reasons, the Board does hereby, this 22nd day of September 2010, **REINSTATE** the Application filed by Nispero, LLC, t/a El Nuevo Migueleno, for a Retailer's Class CR License. Copies of this Order shall be sent to the Protestant and the Applicant.

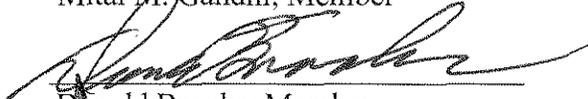
District of Columbia
Alcoholic Beverage Control Board



Nick Alberti, Acting Chairperson



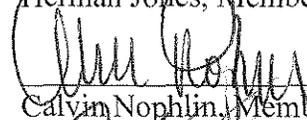
Mital M. Gandhi, Member



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, 1250 U Street, NW, Third Floor, Washington, D.C. 20009.