

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

In the Matter of:

Nispero, LLC

t/a El Nuevo Migueleno

Application for Substantial Change
to Retailer's Class CR License
at premises

1721 Columbia Road, N.W.
Washington, D.C. 20009

) License No. 75403

) Order No. 2010-460

) Case No. 10-PRO-00117

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: Charles Brodsky, Chairperson
Mital M. Gandhi, Member
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER ON DISMISSAL OF APPLICATION

The Application filed by Nispero, LLC, t/a El Nuevo Migueleno, for a Substantial Change 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 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 may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

Nispero, LLC
t/a El Nuevo Migueleno
Case No. 10-PRO-00117
License No. 75403
Page 2

ORDER

The Board does hereby, this 8th day of September, 2010, **DISMISS** the Substantial Change Application of Nispero, LLC, t/a El Nuevo Migueleno. Copies of this Order shall be sent to the Applicant and Ellen Jaffe and Nancy Shia, on behalf of A Group of Five or More Individuals.

District of Columbia
Alcoholic Beverage Control Board

Charles Brodsky, Chairperson



Mital M. Gandhi, Member



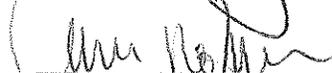
Nick Alberti, Member



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, 1250 U Street, N.W., 3rd Floor, Washington, D.C. 20009.