

the PD-251, CCN #11-041132 incident report from the Third District of the Metropolitan Police Department (MPD) pursuant to D.C. Official Code § 25-8204(b) (2001).

Additionally, the Board's suspension of the Respondent's license was based upon the written request of the Chief of Police Cathy L. Lanier, MPD, dated March 27, 2011, pursuant to D.C. Official Code § 25-827(a), which included a determination made by Chief Lanier that the establishment presented an imminent danger to the health and safety of residents and visitors in the District of Columbia.

On Friday, April 1, 2011, the Respondent requested a Summary Suspension Hearing pursuant to D.C. Official Code § 25-826(c), which was held on April 6, 2011. At the time of the hearing, the Government submitted to the Board, a proposed Offer in Compromise (OIC) pursuant to 23 DCMR 1604.5 (2009). The Respondent acknowledged its understanding of and consent to the terms of the OIC. Additionally, the Respondent waived his right to a hearing to which the Respondent is entitled under D.C. Official Code § 25-826 (2001).

The terms of the OIC as presented by the Government are as follows:

1. The Respondent's license shall remain suspended until April 20, 2011 at which time the Respondent shall appear before the Board at 1:00 p.m. for a continued Summary Suspension Status Hearing to determine compliance with the terms of the OIC and cooperation with the ongoing investigation.
2. The Respondent shall pay a fine in the amount of two thousand dollars (\$2,000.00) by no later than sixty (60) days from the date the Board lifts the summary suspension of the license.
3. The Respondent shall file a written Security Plan to the Alcoholic Beverage Regulation Administration (ABRA). It is understood by the Licensee that the lifting of the summary suspension will be conditioned upon receipt of an acceptable Security Plan by ABRA.
4. The Respondent shall secure the services of a security guard, fluent in English and Spanish, for weekend nights, holidays, and other high patron volume occasions.
5. The Respondent shall pat down its patrons on Friday and Saturday nights, holidays, and other high patron volume occasions after 10:00 p.m.
6. The Respondent shall ensure that all of its employed staff will receive alcohol awareness training within sixty (60) days from the date the Board lifts the summary suspension of the license.
7. The Respondent shall provide ABRA's Enforcement Division with a list of the names of all their security personnel.

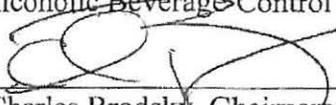
ORDER

The Board has the authority to suspend or revoke the license of a licensee who violates any provision(s) of Title 25 of the D.C. Official Code pursuant to D.C. Official Code § 25-823(1) (2001). Additionally, the Board has the authority to impose civil penalties on a licensee who violates any provision(s) of the Title 25 of the D.C. Official Code pursuant to D.C. Official Code § 25-830 (2001).

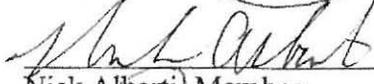
Notwithstanding the Chief of Police's request for revocation of the Respondent's license to protect the public safety, the Board will not revoke the Respondent's license at this time but will instead accept the terms of the proposed OIC listed above setting forth the terms and conditions to be placed on the license governing the Respondent's operation.

Accordingly, the Board having found the terms of the OIC to be fair, reasonable, and adequate, does hereby, this 6th day of April 2011, **APPROVE** the terms of the OIC entered into by the Government and Jose A. and Maria R. Carcamo, t/a El Sauce Restaurant And Carry-Out located at 1227 11th Street, N.W., Washington, D.C. The OIC shall be carried out in accordance with the terms of the OIC and it shall be binding on the Respondent. Copies of this Order shall be sent to the Government and to the Respondent.

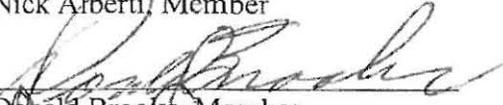
District of Columbia
Alcoholic Beverage Control Board



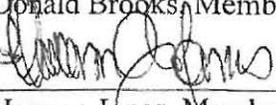
Charles Brodsky, Chairperson



Nick Alberti, Member

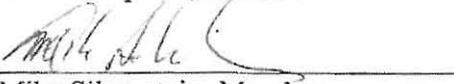


Donald Brooks, Member



Herman Jones, Member

Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (2008), 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, D.C. 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 the service of this Order, with the District of Columbia Court of Appeals, 500 Indiana Avenue, N.W., Washington, D.C. 20001.

However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR § 1719.1 (April 2004) 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).