

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

**In the Matter of:**

Nispero, LLC  
t/a El Nuevo Migueleno

Application for Renewal of a  
Retailer's Class CR License

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

Case No.: 16-PRO-00067  
License No.: ABRA-075403  
Order No.: 2016-516

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

Billy Simpson, Commissioner, Advisory Neighborhood Commission (ANC) 1C  
(Protestant)

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

Denis James, President, Kalorama Citizens Association (KCA) (Protestant)

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
Ruthanne Miller, Member  
James Short, Member

---

**ORDER GRANTING REINSTATEMENT OF APPLICATION AND KCA**

---

The Application filed by Nispero, LLC, t/a El Nuevo Migueleno, for renewal of its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Protest Status Hearing on September 7, 2016, in accordance with D.C. Official Code § 25-601 (2001).

On September 7, 2016, the Board dismissed the Application and the Protest of KCA, because the Applicant and KCA failed to appear at the Protest Status Hearing. *See* Board Order 2016-501.

On September 14, 2016, the Parties jointly requested reinstatement of the Application and KCA. The Parties are actively pursuing settlement of the protest issues and intend to ratify an agreement on October 5, 2016.

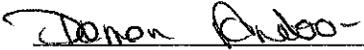
In the light of the forgoing, the Board grants the requested reinstatement of the Application and KCA.

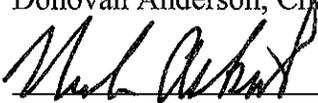
### **ORDER**

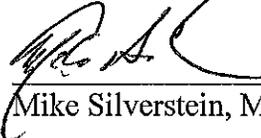
For these reasons, the Board does hereby, this 21st day of September, 2016, **REINSTATE** the Application and KCA. Copies of this Order shall be sent to the Applicant, ANC 1C, KCA, and Ellen Jaffe and Nancy Shia, on behalf of A Group of Five or More Individuals.

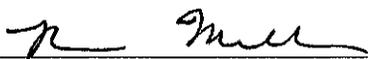
The Board advises the Parties that the Protest Hearing is set for October 19, 2016 at 1:30 p.m.

District of Columbia  
Alcoholic Beverage Control Board

  
Donovan Anderson, Chairperson

  
Nick Alberti, Member

  
Mike Silverstein, Member

  
Ruthanne Miller, 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 14<sup>th</sup> 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).