

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

In the Matter of:

SE & BIN, Inc.
t/a Fair Liquors

Application for Renewal of a
Retailer's Class A License

at premises
5008 1st Street, N.W.

Washington, D.C. 20011

Case No. 15-PRO-00029
License No. ABRA-096106
Order No. 2015-262

SE & BIN, Inc., t/a Fair Liquors (Applicant)

Allison Zeller, Abutting Property Owner

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 PROTEST OF ALLISON ZELLER

The Application filed by SE & BIN, Inc., t/a Fair Liquors, for renewal of its Retailer's Class A License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 11, 2015, in accordance with D.C. Official Code § 25-601 (2001).

On May 11, 2015, the Board dismissed the Protest of Allison Zeller, because Ms. Zeller failed to appear at the Roll Call Hearing. Additionally, pursuant to Title 23 of the District of Columbia Municipal Regulations (23 DCMR) § 1602.3 (2004), the Board dismissed the Protest of Ms. Zeller, because her property at 4900 1st Street, N.W., Washington, D.C., does not abut the Applicant's establishment, nor she is a member of a group of five or more property owners or residents under D.C. Official Code § 25-601(1).

Ms. Zeller may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

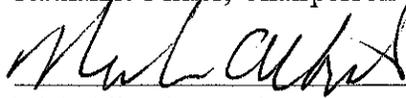
ORDER

The Board does hereby, this 13th day of May, 2015, **DISMISS** the Protest of Allison Zeller. Copies of this Order shall be sent to the Applicant and Allison Zeller.

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, 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).