

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

**In the Matter of:** )  
)  
512 Rhode Island Avenue, LLC )  
t/a Grapes n' Hopes Market )  
)  
Holder of a )  
Retailer's Class B License )  
)  
)  
at premises )  
512 Rhode Island Avenue, N.W. )  
Washington, D.C. 20001 )  
)

License No: ABRA-077268  
Order No: 2016-097

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

**ORDER VACATING CANCELLATION OF LICENSE  
AND REINSTATING LICENSE**

On February 17, 2016, the Alcoholic Beverage Control Board (Board) cancelled the Retailer Class B License ABRA-077268 held by 512 Rhode Island Avenue, LLC, t/a Grapes n' Hopes Market (Petitioner), located at 512 Rhode Island Avenue, N.W., Washington, D.C., because the Petitioner had ceased operations. *See* Board Order No. 2016-051.

Specifically, on August 11, 2015, the Alcoholic Beverage Regulation Administration's Licensing Division mailed via Unites States Postal Service (USPS) a written notice to the Petitioner. This notice advised the Petitioner that if it was no longer operational, the license must be surrendered to the Board for safekeeping or the license would be cancelled pursuant to the District of Columbia Official Code § 25-791. ABRA mailed the notice to the Petitioner at her address of record, but the notice was returned undeliverable to ABRA.

On February 19, 2016, Andrew J. Kline, Petitioner's Counsel, sought reinstatement of the Retailer's Class B License ABRA-077268. In support of its Motion for Reconsideration, Mr. Kline stated that the Petitioner's license was original approved pursunat to 23 DCMRA § 405.1, and while it has never operated. The establishment is not open because it is still in the process of compelting contruction at the premises. In addition, the license fees are current.

Furthermore, Mr. Kline stated that the Petitioner did not receive the written notice mailed by the Licensing Division because the premises is not occupied. Thus, the Petitioner was unaware that its license would be cancelled.

The Board finds that the reinstatement of the license is proper.

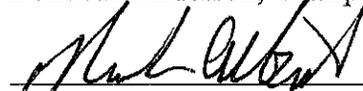
Accordingly, it is this 24th day of February, 2016, **ORDERED** that the **ORDER CANCELLING LICENSE** issued against 512 Rhode Island Avenue, LLC, t/a Grapes n' Hopes Market, by the Board on February 17, 2016, be and hereby is **VACATED**.

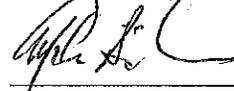
It is **FURTHER ORDERED** that its Retailer Class B License ABRA-077268 be **REINSTATED**.

A copy of this Order shall be sent to the Petitioner.

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).