

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

In the Matter of:)	
)	
Taste Group, Inc.)	
t/a Hush Restaurant and Lounge)	
)	
Applicant for a New)	Case No. 12-PRO-00059
Retailer's Class CT License)	License No. ABRA-089332
)	Order No. 2012-283
at premises)	
2121 New York Avenue, N.E.)	
Washington, D.C. 20002)	

Taste Group, Inc., t/a Hush Restaurant and Lounge (Applicant)

Jacqueline Manning and Vaughn Bennett, Commissioners, Advisory Neighborhood Commission (ANC) 5B (Protestant)

Vaughn Bennett and Don Padou, on behalf of A Group of Five or More Individuals (Approximately 78 Individuals) (Protestant)

Randall Chandler, on behalf of Arboretum Neighborhood Association (Protestant)

Christopher Collins, Esq., on behalf of The Schaeffers (Property Owners) (Protestant)

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

**ORDER ON DISMISSAL OF DALE BANNON AS A PROTESTANT OF A GROUP
OF FIVE OR MORE INDIVIDUALS**

The Application filed by Taste Group, Inc., t/a Hush Restaurant and Lounge, for a new Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on June 18, 2012, in accordance with D.C. Official Code § 25-601 (2001).

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On June 18, 2012, Dale Bannon, protestant with A Group of Five or More Individuals, was not granted standing as a member of the Group of Five or More Individuals by the Board, because Mr. Bannon signed the protest letter in his capacity as the Executive Director of The Salvation Army, rather than as an individual of the Group of Five or More Individuals. Mr. Bannon's signature on the protest letter was not considered to be a protest filed by The Salvation Army, because the protest was clearly filed by the Group of Five or More Individuals. In addition, Mr. Bannon does not reside in the area and could not be granted standing as an individual of the Group of Five or More Individuals. Mr. Bannon's intention, by signing the protest letter, was to file a protest on behalf of The Salvation Army.

Before the Roll Call Hearing, Alcoholic Beverage Regulation Administration's (ABRA) staff denied a Protest filed by The Salvation Army, because its protest was untimely filed.

The protest petition deadline was June 4, 2012, and The Salvation Army's protest was received by ABRA on June 8, 2012.

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

ORDER

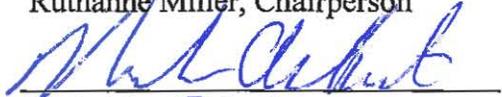
The Board does hereby, this 11th day of July, 2012, **DISMISS** Dale Bannon as a protestant of the Group of Five or More Individuals. Copies of this Order shall be sent to the Applicant; ANC 5B; Vaughn Bennett and Don Padou, on behalf of A Group of Five or More Individuals; Randall Chandler, on behalf of Arboretum Neighborhood Association; Christopher Collins, Esq., on behalf of The Schaeffers; and Dale Bannon.

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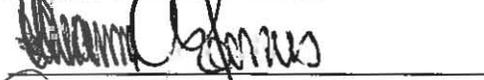
Ruthanne Miller, Chairperson



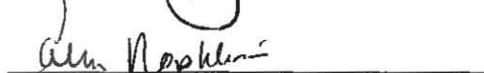
Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected by this Order may file a Motion for Reconsideration 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.