

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

In the Matter of:

Juanita's, Inc.
t/a Juanita's Restaurant

Holder of a
Retailer's Class CT License

at premises
3521 14th Street, N.W.
Washington, D.C. 20010

License No. ABRA-091432
Order No. 2014-200

Juanita's, Inc., t/a Juanita's Restaurant (Licensee)

Kent C. Boese, Chairperson, Advisory Neighborhood Commission (ANC) 1A

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member
Hector Rodriguez, Member
James Short, Member

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that a previous holder of a license for the premises and ANC 1A entered into a Settlement Agreement dated November 2, 2011 (Agreement) and it was approved by the Board on December 13, 2012. Juanita's, Inc., t/a Juanita's Restaurant, (Licensee), as the current holder of a Retailer's Class CT license, is required to comply with the terms of the Agreement, dated November 2, 2011, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated February 12, 2014, in accordance with D.C. Official Code § 25-446 (2001).

The official records of the Board reflect that the Parties have agreed to amend the Licensee's sidewalk café hours of operation and sales of alcoholic beverages.

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The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Kent C. Boese, on behalf of ANC 1A, are signatories to the Amendment.

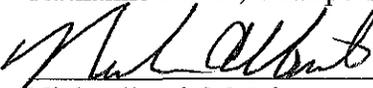
Accordingly, it is this 21st day of May, 2014, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement, dated February 12, 2014, submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the previous Agreement, not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 1A.

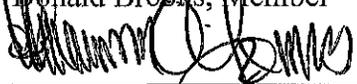
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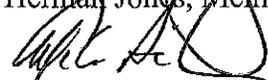
District of Columbia
Alcoholic Beverage Control Board

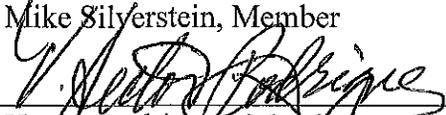

Ruthanne Miller, Chairperson

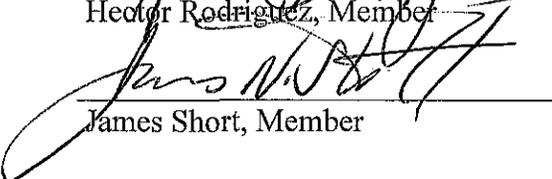

Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member


Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

Pursuant to 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.

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, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to D.C. Official Code § 25-433, 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).

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ADVISORY NEIGHBORHOOD COMMISSION 1A

SMD 1A01 – Daniel Kornfield
SMD 1A04 – Morgan Corr
SMD 1A07 – Thomas Boisvert
SMD 1A10 – Anthony Cimino

SMD 1A02 – Vickey Wright-Smith
SMD 1A05 – Kevin Holmes
SMD 1A08 – Kent Boese
SMD 1A11 – Dotti Love Wade

SMD 1A03 – Steve Swank
SMD 1A06 – Patrick W. Flynn
SMD 1A09 – Bobby Holmes
SMD 1A12 – Rosalind M. Gilliam

**RESOLUTION TO AMEND THE SETTLEMENT AGREEMENT BETWEEN ANC 1A AND
JUANITA'S RESTAURANT**

WHEREAS; Juanita's Restaurant (3521 14th Street, NW) seeks to extend their hours of operation and service to include service on their outdoor sidewalk café; and

WHEREAS; the current version of the Settlement Agreement (dated November 7, 2011) restricts hours of operation and service strictly to the indoor restaurant space; and,

WHEREAS; A review of ABRA's records indicates that Juanita's Restaurant's is a responsible business owner with no history of violations.

THEREFORE, BE IT FURTHER RESOLVED THAT:

ANC 1A amend the Settlement Agreement to read:

The Applicant's hours of operation and selling alcohol on their sidewalk café shall be as follows:

Sunday through Thursday 10:00 a.m. – 10:00 p.m.,
Friday and Saturday 10:00 a.m. – 11:00 p.m.

On special occasions, to include holidays, the establishment may stay open later if permissible by DC law or ABRA.

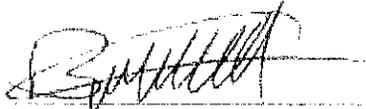
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Certification:

After providing sufficient notice for and with a quorum of 9 present at its February 12, 2014, meeting, Advisory Neighborhood Commission 1A voted, with 8 Yeas, 0 Nos and 1 Abstentions, to adopt the above resolution.



Kent C. Boese
Chairperson, ANC 1A



Cesar Buruca,
Proprietor, Juanita's Restaurant