

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

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<b>In the Matter of:</b>	)	
	)	
Laliguras DC, LLC	)	
t/a Laliguras Indian & Nepali Bistro	)	
	)	
Applicant for a New	)	License No. ABRA-095042
Retailer's Class CR License	)	Order No. 2014-282
	)	
at premises	)	
4221 Connecticut Avenue, N.W.	)	
Washington, D.C. 20008	)	
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Laliguras DC, LLC, t/a Laliguras Indian & Nepali Bistro (Applicant)

Adam Tope, Chairperson, Advisory Neighborhood Commission (ANC) 3F

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

**ORDER ON SETTLEMENT AGREEMENT**

The official records of the Alcoholic Beverage Control Board (Board) reflect that Laliguras DC, LLC, t/a Laliguras Indian & Nepali Bistro, Applicant for a new Retailer's Class CR license, located at 4221 Connecticut Avenue, N.W., Washington, D.C., and ANC 3F have entered into a Settlement Agreement (Agreement), dated June 17, 2014, that governs the operation of the Applicant's establishment.

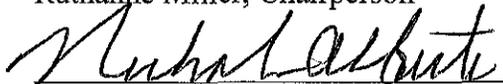
The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Chairperson Adam Tope, on behalf of ANC 3F, are signatories to the Agreement.

Accordingly, it is this 11<sup>th</sup> day of July, 2014, **ORDERED** that:

1. The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
2. Copies of this Order shall be sent to the Applicant and ANC 3F.

District of Columbia  
Alcoholic Beverage Control Board

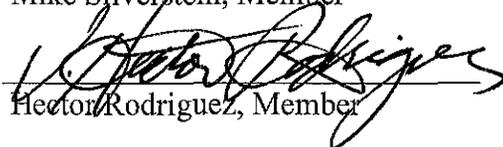
  
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Ruthanne Miller, Chairperson

  
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Nick Alberti, Member

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Donald Brooks, Member

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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 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, 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).

## AGREEMENT

Made this 17<sup>th</sup> day of June 2014, by and between Laliguras DC, LLC (the "applicant") and ADVISORY NEIGHBORHOOD COMMISSION 3F, North Cleveland Park, Forest Hills, and Tenleytown (the "ANC" or "ANC 3F").

### WITNESSETH:

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control ("ABC") Board is Applicant's application for a Retail Class "CR" liquor license for the premises known as 4221B Connecticut Avenue, N.W., License Number ABRA-095042; and

WHEREAS, both Applicant and the ANC (the "parties") are desirous of entering into a Voluntary Agreement commemorating certain understandings regarding Applicant's operating plans;

NOW, THEREFORE, in consideration of the premises recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall manage and operate a *bona fide* restaurant on its premises with an emphasis on food.
2. According to the Certificate of Occupancy, the restaurant shall have a maximum of 73 seats and an occupancy load of 150 persons.
3. Applicant's hours of operation and sale, service, or consumption of alcoholic beverages for the interior of the premises shall not exceed 8:00 a.m. to 12:00 midnight Monday through Sunday. Applicant shall not operate its sidewalk café area after 10:00 p.m., Sunday through Thursday, nor after 11:00 p.m., Friday and Saturday.
4. Applicant shall have food service available to its patrons until at least one (1) hour before closing.
5. Unless and until Applicant is approved for an entertainment endorsement, Applicant shall have no dancing or live entertainment. Applicant shall be permitted to present recorded music inside the restaurant as soft background music for dining; provided, however, that no doors to the exterior of the restaurant shall be propped open at any time when music is being played in the restaurant.
6. Applicant shall not install or utilize any equipment for the showing of videos or video games or jukeboxes.
7. Applicant shall not display, outside of the premises, any advertising banners, neon signs, or signage other than the sign permitted by zoning above its establishment.
8. Applicant shall care for the 35 feet of public spaces that borders the restaurant on Connecticut Avenue.
9. Applicant shall have the restaurant and the area around the premises properly cleaned at the end of each night to ensure there is no garbage or odors. Applicant shall respect the residential building 16 feet away and limit noise after closing hours when disposing of trash and bottles in the receptacles.
10. Applicant agrees to maintain open communication with the ANC and the community for which the ANC acts. Applicant, upon notice from the ANC shall send a representative of the Establishment to a meeting to confer and deal in good faith with issues raised under this Agreement or new issues that might arise with regard to the operation of the Establishment. In the event Applicant shall breach this Agreement, it shall be entitled to reasonable notice and opportunity to cure, as a condition precedent to seeking enforcement of the Agreement. Unless the breach is of an emergency nature or is a repetition of a prior breach, reasonable notice and opportunity shall provide for a cure within 30 days of the date of such notice. If the licensee fails to cure within the 30-day period (or, with respect to a breach which reasonably requires more than 30-days to cure, fails to commence cure of such breach and diligently pursues such cure) failure shall constitute a cause for ANC 3F to file a complaint with the Alcohol Beverage Regulation Administration. Unless otherwise noted above, any

notices required to be made under this Agreement shall be in writing and mailed via certified mail, return receipt requested, or hand-delivered, to the other parties to this Agreement at the following addresses. Notice shall be deemed given as of the time of receipt or refusal of receipt:

If to Applicant: Laliguras DC, LLC t/a Laliguras Indian & Nepali Bistro  
4221 Connecticut Avenue, N.W.  
Washington, D.C. 20008

If to ANC: Advisory Neighborhood Commission 3F  
4401-A Connecticut Avenue, N.W., PMB 244  
Washington, D.C. 20008-2322

- 11. In consideration or, and in reliance upon, the commitments reflected in paragraphs 1 through 11 above, the ANC will advise the ABC Board that it does not oppose Applicant's pending application for a Retailer's Class "CR" license.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above written.

APPLICANT, Laliguras DC, LLC

By:   
\_\_\_\_\_  
(Signature)

Name: Dawa Tamang

Title: Managing Member

ADVISORY NEIGHBORHOOD  
COMMISSION OF

By:   
\_\_\_\_\_  
Adam Tope, Chair

Government of the District of Columbia  
**ADVISORY NEIGHBORHOOD COMMISSION 3F**  
*North Cleveland Park • Forest Hills • Tenleytown*

3F01 – Adam Tope, Chair  
3F02 – Karen Perry, Vice Chair  
3F03 – Mary Beth Ray  
3F04 – Sally Gresham  
3F05 – Manolis Prinotakis  
3F06 – Malachy Nugent, Secretary  
3F07 – Bob Summersgill, Treasurer



Box 244  
4401- A Connecticut Avenue, N.W.  
Washington, D.C. 20008-2322

Web site: [www.anc3f.us](http://www.anc3f.us)

E-mail: [commissioners@anc3f.us](mailto:commissioners@anc3f.us)  
Phone: 202.670.7ANC

Twitter: @ANC3F  
Facebook: [facebook.com/ANC3F](https://www.facebook.com/ANC3F)

June 17, 2014

Ruth Anne Miller, Chairperson  
Alcoholic Beverage Control Board  
2000 14<sup>th</sup> Street, N.W., Suite 400 South  
Washington, D.C. 20009

RE: Laliguras DC, LLC t/a Laliguras Indian & Nepali Bistro  
4221 B Connecticut Avenue, N.W.  
ABRA - 095042

Dear Chair Miller:

At the duly noticed public meeting of ANC 3F on Tuesday, June 17, 2014, with a quorum present (a quorum being four), the ANC approved the attached Voluntary Agreement between ANC 3F and Laliguras DC, LLC by a vote of 7-0-0. The ANC does not object to the granting of a "CR" license for Laliguras contingent on the approval of the Voluntary Agreement by the Board. The applicant and his attorney were present at our meeting to answer Commissioner and audience questions.

Laliguras Indian & Nepali Bistro is a new restaurant in our ANC and it has been getting great reviews from residents. We urge the Board to approve the Voluntary Agreement at its next meeting.

If you have any questions or concerns about the Voluntary Agreement, please contact Karen Perry, the ANC-designated Commissioner and in whose single member district the establishment is located. She can be reached at 202-363-6748 or [karenperry2@juno.com](mailto:karenperry2@juno.com).

Sincerely,



Adam Tope, Chair

Attachment