

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

In the Matter of:

Long View Gallery

)
)
) License No.: N/A
) Board Order No.: 2015-509
)

Catered Site Protest

at premises

1234 9th Street, N.W.

Washington, D.C. 20001

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

ORDER DENYING PROTEST PETITION

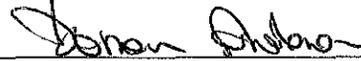
Advisory Neighborhood Commission (ANC) 2F submitted a catered site protest against the Long View Gallery, located at 1234 9th Street, N.W., Washington D.C. According to the letter, ANC 2F indicates that the protest petition is based on an event that occurred on September 3, 2015. *Protest Petition*, 1 (Oct. 30, 2015). The email containing the petition was received by the Alcoholic Beverage Regulation Administration on October 30, 2015. *Email from Adam Beebe, Executive Director, ANC 2F, to ABRA* (Oct. 30, 2015).

According to the regulations, in a catered site protest, “[t]he written protest request shall be filed within thirty (30) days of the last problem event.” 23 DCMR § 2008.3 (West Supp. 2015). In this case, in order to be timely, the protest petition should have been filed by October 3, 2015—not October 30, 2015; consequently, the protest petition is untimely and must be rejected.

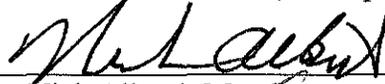
ORDER

Therefore, the Board, on this 4th day of November 2015, hereby **DENIES** the protest petition of ANC 2F. The Board **ADVISES** ANC 2F that this denial does not prejudice or prevent the ANC from filing a timely protest petition should another “problem event” occur in the future. A copy of this Order shall be delivered to the ANC 2F and the Long View Gallery.

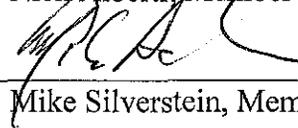
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



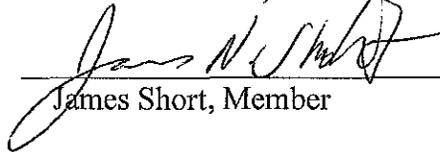
Nick Alberti, Member



Mike Silverstein, Member



Ruthanne Miller, Member



James Short, Member

Pursuant to 23 DCMR § 1719.1, 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, Reeves Center, 2000 14th Street, N.W., 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, District of Columbia 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 23 DCMR § 1719.1 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).