

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

|                               |                         |
|-------------------------------|-------------------------|
| _____ )                       |                         |
| <b>In the Matter of:</b> )    |                         |
| )                             |                         |
| T & H Deli, Inc. )            |                         |
| t/a Palisades Deli & Market ) |                         |
| )                             |                         |
| Holder of a )                 | License No. ABRA-079038 |
| Retailer's Class B License )  | Order No. 2012-179      |
| )                             |                         |
| at premises )                 |                         |
| 4554 MacArthur Blvd., N.W. )  |                         |
| Washington, D.C. 20007 )      |                         |
| _____ )                       |                         |

T & H Deli, Inc., t/a Palisades Deli & Market (Licensee)

Ann Haas, Commissioner, Advisory Neighborhood Commission (ANC) 3D

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

**ORDER ON VOLUNTARY AGREEMENT**

The official records of the Alcoholic Beverage Control Board (Board) reflect that T & H Deli, Inc., t/a Palisades Deli & Market (Licensee), and ANC 3D have entered into a Voluntary Agreement (Agreement), dated November 4, 2011, that governs the operation of the Licensee's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Commissioner Ann Haas, on behalf of ANC 3D, are signatories to the Agreement.

Accordingly, it is this 16th day of May, 2012, **ORDERED** that:

1. The above-referenced Voluntary Agreements submitted by the parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modification:

Section 8 shall be removed.

The parties have agreed to this modification.

2. Copies of this Order shall be sent to the Licensee and ANC 3D.

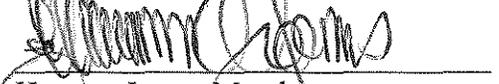
T & H Deli, Inc.  
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District of Columbia  
Alcoholic Beverage Control Board

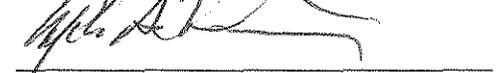
  
Ruthanne Miller, Chairperson

Nick Alberti, Member

  
Donald Brooks, Member

  
Herman Jones, Member

  
Calvin Nopplin, Member

  
Mike Silverstein, Member

  
Jeannette Mobley, 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 14<sup>th</sup> Street, N.W., Suite 400S, Washington, D.C. 20009.

Government of the District of Columbia  
Advisory Neighborhood Commission 3D  
Post Office Box 40846 Palisades Station  
Washington, D. C. 20016

2012 JAN 12 P 5:00

SECURITY

VOLUNTARY AGREEMENT  
November 2, 2011

Made this 4<sup>th</sup> day of November 2011 by and between Frank Ko, for T and H Deli, DBA Palisades Market, and Advisory Neighborhood Commission 3D:

Whereas T and H Deli, Incorporated, doing business as Palisades Market, has filed with the District of Columbia Alcoholic Beverage Regulation Administration, an application for Retailer's License Class b, authorizing the sale of wine and beer for off-premises consumption and

Whereas the parties desire to enter into a voluntary agreement, pursuant to DC Code §25-446 (2001)

Now, therefore, the parties agree that:

1. Licensee agrees not to sell beer in containers greater than 24 ounces.
2. Licensee shall not sell malt beverages, fortified ales, fortified beers, or fortified wines.
3. Licensees may sell alcoholic beverages from 9 a.m. to 8 p.m.
4. Licensee shall not permit beverages to be opened or consumed on premises or in public areas in front of or behind the premises.
5. Licensee shall arrange for trash/garbage pick-ups and vendor deliveries between 8 a.m. and 6 p.m. Monday through Friday and 9 a.m. and 6 p.m. on Saturday.
6. Licensee shall keep the areas to the front and rear of its premises, particularly areas adjacent to trash dumpster and rear alley access clean and free of garbage, grease, and litter and take regular steps to control pests and rodents.
7. Licensee shall take reasonable steps to maintain a neat and attractive exterior to its premises, including display windows and signage.
8. Licensee shall notify the Advisory Neighborhood Commissioner for the single member district (ANC3D-09) and the current Chair of ANC3D of the intent to transfer this license.

The parties request that the text of this agreement be incorporated into the order of ABRA granting T and H Deli's application.

T and H Deli acknowledges that failure to adhere to the foregoing commitments will constitute grounds for the ANC to petition ABRA for issuance of an Order to Show Cause, pursuant to 23 DCMR 1513, to gain compliance with the terms of the agreement. Prior to so petitioning, the ANC shall notify T and H Deli of any perceived violations and afford T and H Deli a minimum of seven days in which to address or rectify the perceived violations. The foregoing remedy is without prejudice to any other remedies available to property owners and residents.

In witness whereof, the parties have affixed hereto their hands and seals on the year and day first above written.



Frank Ko  
T and H Deli DBA  
Palisades Market  
4554 MacArthur Boulevard, N.W  
Washington, D. C. 20007



Advisory Neighborhood Commission 3D  
Ann Haas  
Commissioner, ANC3D-09