

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

In the Matter of:	)	
	)	
1215 CT, LLC	)	
t/a Rosebar	)	
	)	
Application for Renewal of a	)	Case No. 13-PRO-00135
Retailer's Class CT License	)	License No. ABRA-077883
	)	Order No. 2013-606
at premises	)	
1215 Connecticut Avenue, N.W.	)	
Washington, D.C. 20036	)	

1215 CT, LLC, t/a Rosebar (Applicant)

Will Stephens, Chairperson, Advisory Neighborhood Commission (ANC) 2B

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

**ORDER DENYING APPLICANT'S MOTION FOR RECONSIDERATION**

The Application filed by 1215 CT, LLC, t/a Rosebar, for renewal of its Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on November 18, 2013, in accordance with D.C. Official Code § 25-601 (2001).

On November 20, 2013, the Board dismissed the Application, because the Applicant failed to appear at the Roll Call Hearing. *See* Board Order No. 2013-561.

On November 26, 2013, Makan Shirafkan, Esq., on behalf of the Applicant, submitted a Motion for Reinstatement indicating that the Applicant was not given notice of the Roll Call Hearing scheduled for November 18, 2013.

ABRA records shows that ABRA staff properly notified the Applicant of the protest against its Application and the Roll Call Hearing's date. On October 17, 2013, ABRA staff mailed a copy of the protest letter and a notice of the Roll Call Hearing to the Applicant at his address of record, and no returned mail was received by ABRA.

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Based upon the above, the Board finds that the Applicant was properly notified of the Roll Call Hearing. The Board does not find good cause to reinstate the Application because the Applicant did not demonstrate an effort to attend the Roll Call Hearing. Further, the Applicant's explanation does not constitute good cause under 23 DCMR § 1602.3.

### **ORDER**

The Board does hereby, this 18th day of December, 2013, **DENY** the reinstatement of the Application filed by 1215 CT, LLC, t/a Rosebar, for renewal of its Retailer's Class CT License. Copies of this Order shall be sent to the Applicant and ANC 2B.

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District of Columbia  
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



Donald Brooks, Member



Mike Silverstein, Member

Pursuant to D.C. Official Code § 25-433, 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.

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 23 DCMR § 1719.1 (April 2004) 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).