

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

**In the Matter of:** )

Fernando Postigo )  
t/a Sol Mexican Grill )

Application for Substantial Change )  
(Change of Hours) )  
to a Retailer's Class CT License )

at premises )  
1251 H Street, N.E. )  
Washington, D.C. 20002 )

Case No. 15-PRO-00124  
License No. ABRA-092192  
Order No. 2016-052

Fernando Postigo, t/a Sol Mexican Grill (Applicant)

Jay Williams, Commissioner, Advisory Neighborhood Commission (ANC) 6A (Protestant)

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

**ORDER ON DISMISSAL OF APPLICATION**

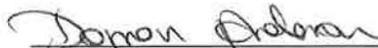
The Application filed by Fernando Postigo, t/a Sol Mexican Grill, for a Substantial Change to change the operation, sales, and entertainment hours to its Retailer's Class CT License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on January 11, 2016, and a Protest Status Hearing on February 3, 2016, in accordance with D.C. Official Code § 25-601 (2001).

On February 3, 2016, the Board dismissed the Application, because the Applicant failed to appear at the Protest Status Hearing. The Applicant may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

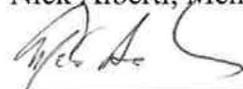
## **ORDER**

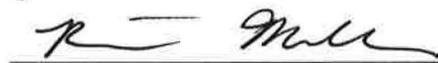
The Board does hereby, this 10th day of February, 2016, **DISMISS** the Application. Copies of this Order shall be sent to the Applicant and ANC 6A.

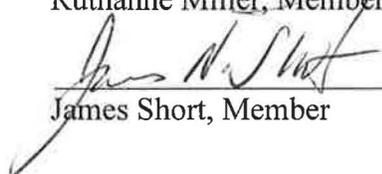
District of Columbia  
Alcoholic Beverage Control Board

  
Donovan Anderson, Chairperson

  
Nick Alberti, Member

  
Mike Silverstein, Member

  
Ruthanne Miller, Member

  
James Short, Member

Pursuant to D.C. Official Code § 25-433(d)(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, 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, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) 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) (2004).