

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

**In the Matter of:**

1610 Restaurant, LLC  
t/a Stetson's

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

at premises  
1610 U Street, N.W.  
Washington, D.C. 20009

Case No. 15-PRO-00059  
License No. ABRA-060455  
Order No. 2015-359

1610 Restaurant, LLC, t/a Stetson's (Applicant)

Noah Smith, Commissioner, Advisory Neighborhood Commission (ANC) 2B (Protestant)

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

**ORDER GRANTING APPLICANT'S REQUEST  
FOR REINSTATEMENT**

The Application filed by 1610 Restaurant, LLC, t/a Stetson's, for a Substantial Change to change the 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 June 15, 2015, in accordance with D.C. Official Code § 25-601 (2001).

On June 15, 2015, the Board dismissed the Application, because the Applicant failed to appear at the Roll Call Hearing. See Board Order No. 2015-303.

On July 2, 2015, Tommy Osborne, on behalf of the Applicant, filed a request for reinstatement indicating that he failed to attend the Roll Call Hearing due to an emergency that arose the morning of the hearing. The emergency required him to take a family member to the hospital. Mr. Osborne arrived after the case was called, but the hearing had concluded.

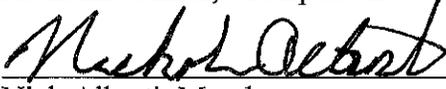
Upon consideration of this request to reinstate the Application, the Board finds that Mr. Osborne explanation for failure to attend the Roll Call Hearing constitutes good cause to reinstate the Application pursuant to 23 DCMR 1602.3.

### **ORDER**

For these reasons, the Board does hereby, this 22nd day of July, 2015, **REINSTATE** the Application filed by 1610 Restaurant, LLC, t/a Stetson's, for a Substantial Change to change the entertainment hours to its Retailer's Class CT License. Copies of this Order shall be sent to the Applicant and ANC 2B.

District of Columbia  
Alcoholic Beverage Control Board

  
Ruthanne Miller, Chairperson

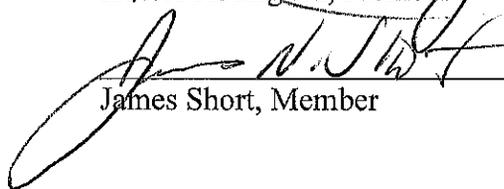
  
Nick Alberti, Member

  
Donald Brooks, Member

  
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, 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).