

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

In the Matter of:)	
)	
Carnival, Inc.)	
t/a Sunset Liquors)	License No. ABRA-060657
)	Case Nos. 11-CMP-00221
Holder of a Retailer's Class A License)	11-CMP-00334
)	11-CMP-00336
at premises)	Order No. 2012-306
1627 1st Street, N.W.)	
Washington, D.C. 20001)	

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

ALSO PRESENT: Carnival, Inc., t/a Sunset Liquors, Respondent

Shabeg Singh, on behalf of the Respondent

Amy Schmidt, Assistant Attorney General
Office of the Attorney General for the District of Columbia

Martha Jenkins, General Counsel
Alcoholic Beverage Regulation Administration

ORDER DENYING APPLICANT'S MOTION FOR RECONSIDERATION

On June 6, 2012, Carnival, Inc., t/a Sunset Liquors (Respondent), submitted a Motion for Reconsideration, which requests that the Board reconsider the penalty in Case Nos. 11-CMP-00221, 11-CMP-00334, and 11-CMP-00336, Board Order No. 2012-165, dated May 10, 2012, because the fine is too high. On June 22, 2012, the Government filed a response opposing the Respondent's request.

The Respondent's request for reconsideration was untimely filed. A Motion for Reconsideration of the Board's decision, Order No. 2012-165, dated May 10, 2012, must be filed within ten (10) days of service of the Order. However, the Respondent's request was filed on June 6, 2012, approximately one month after the deadline.

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ORDER

The Board does hereby, this 11th day of June, 2012, **DENY** the Motion for Reconsideration filed by Carnival, Inc., t/a Sunset Liquors. Copies of this Order shall be sent to the Respondent and the Government.

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District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member



Calvin Nophlin, Member



Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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 14th 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, 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).