

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

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Melles Hospitality Group, LLC	)	Case Number:	N/A
t/a The Alibi Restaurant & Lounge	)	License Number:	93491
	)	Order Number:	2014-428
Application for a New	)		
Retailer's Class CR License	)		
	)		
at premises	)		
237 2nd Street, N.W.	)		
Washington, D.C. 20001	)		

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

**ALSO PRESENT:** Melles Hospitality Group, LLC, t/a The Alibi Restaurant & Lounge,  
Applicant

Camelia C. Mazard, of the firm Doyle, Barlow & Mazard PLLC, on behalf  
of the Applicant

Andrew Kline, on behalf of Abraham Melles

Charles C. Parsons, of the firm Charles C. Parsons & Associates,  
Intervenor

Martha Jenkins, General Counsel  
Alcoholic Beverage Regulation Administration

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**ORDER DENYING MOTION FOR RECONSIDERATION**

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On October 22, 2014, the Alcoholic Beverage Control Board (Board) denied the Motion to Intervene filed by Charles Parsons (Intervenor) related to the Application for a New Retailer's Class CR License filed by Melles Hospitality Group, LLC, t/a The Alibi Restaurant & Lounge (hereinafter "Applicant" or "Alibi"). *In re Melles Hospitality Group, LLC, t/a The Alibi Restaurant & Lounge*, Board Order No. 2014-428, 1-2 (D.C.A.B.C.B. Oct. 22, 2014). The Board denied the motion, because (1) the Intervenor failed to raise a matter that related to qualification issues raised by the Board, (2) the Board deferred to the final decision reached by the Office of Administrative Hearings on the claims made by the Intervenor, (3) all remaining matters related to Title 12 were properly addressed by the Superior Court of the District of Columbia, and (4) granting the motion was inappropriate when the Intervenor still has the opportunity to file a protest against the application when the matter is replacarded. *Id.* at 3-5.

Subsequently, the Intervenor filed a Motion for Reconsideration alleging that the Applicant or one of its individual members forged a District of Columbia Department of Consumer and Regulatory Affairs (DCRA) Notification Form. *Mot. for Recon.*, at 3-4. In reply, the Applicant requests that the Board deny the motion, because, among other reasons: (1) the new allegations raised by the Intervenor have no nexus to the specific issues raised by the Board; and (2) the Intervenor will have the opportunity to seek standing and raise any additional qualifications issues during his own protest, if filed. *Applicant's Resp. to Mot. for Recon.*, at 2. These two reasons raised by the Applicant are sufficient grounds in and of themselves for denying the Motion for Reconsideration.

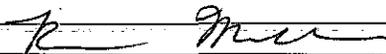
#### **ORDER**

Accordingly, the Board, on this 10th day of December 2014, hereby **DENIES** the Motion for Reconsideration filed by Intervenor.

**IT IS FURTHER ORDERED** that the allegations of fraud alleged by the Intervenor shall be referred to the DCRA. ABRA's Record Department shall forward the underlying motions related to this Order to the DCRA for that agency's review.

ABRA shall serve a copy of this Order on Counsel for the Applicant, Charles Parsons, and Andrew Kline.

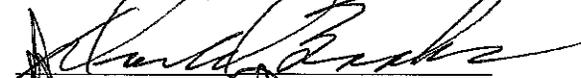
District of Columbia  
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



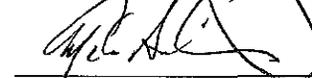
Nick Alberti, Member



Donald Brooks, Member



Herman Jones, Member



Mike Silverstein, Member



Hector Rodriguez, Member



James Short, Member

Under 23 DCMR § 1719.1 (2008), 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, Reeves Center, 2000 14th Street, NW, 400S, Washington, D.C. 20009.

Also, under 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. However, the timely filing of a Motion for Reconsideration under 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).