

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

In the Matter of:

Via Umbria, LLC
t/a Via Umbria

Applicant for a
Transfer from Safekeeping to a New Owner
of a Retailer's Class CR License

at premises
1525 Wisconsin Avenue, N.W.
Washington, D.C. 20007

Case No. 15-PRO-00104
License No. ABRA-100387
Order No. 2015-577

Via Umbria, LLC, t/a Via Umbria (Applicant)

Susan L. Rutledge, Abutting Property Owner (Protestant)

Mary Ellen Connell, on behalf of A Group of Five or More Individuals

Laurence R. Hausman, Abutting Property Owner

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

**ORDER ON DISMISSAL OF PROTESTS OF LAURENCE R. HAUSMAN AND
A GROUP OF FIVE OR MORE INDIVIDUALS**

The Application filed by Via Umbria, LLC, t/a Via Umbria, for a Transfer from Safekeeping to a New Owner of a Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on November 23, 2015, in accordance with D.C. Official Code § 25-601 (2001).

On November 23, 2015, the Board dismissed the Protest of Laurence R. Hausman, because Mr. Hausman failed to appear at the Roll Call Hearing. Mr. Hausman may file a Request for Reinstatement with the Board within ten (10) days from the date of this Order.

On November 25, 2015, the Board approved a Settlement Agreement, dated November 7, 2015, between the Applicant, Advisory Neighborhood Commission (ANC) 2E, and Citizens Association of Georgetown (CAG). *See* Board Order No. 2015-555.

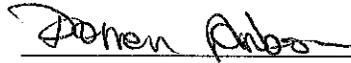
Therefore, the Board also dismissed the Protest of the Groups of Five or More Individuals pursuant to D.C. Official Code § 25-609(b), which states that "...In the event that an affected ANC submits a settlement agreement to the Board on a protested license application, the Board, upon its approval of the settlement agreement, shall dismiss any protest of a group of no fewer than 5 residents or property owners meeting the requirements of § 25-601(2)..."

ORDER

The Board does hereby, this 2nd day of December, 2015, **DISMISS** the Protests of Laurence R. Hausman and the Group of Five or More Individuals. Copies of this Order shall be sent to the Applicant, Susan L. Rutledge, Laurence R. Hausman, and Mary Ellen Connell, on behalf of A Group of Five or More Individuals.

The Board advises the parties that the protest of Susan L. Rutledge remains, and the Protest Status Hearing is set for December 9, 2015 at 9:30 a.m. and the Protest Hearing for January 20, 2016 at 1:30 p.m.

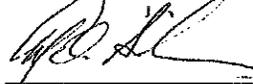
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



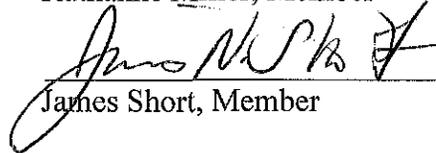
Nick Alberti, Member



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 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, 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).