



**District of Columbia Government**  
Advisory Neighborhood Commission 6A  
Box 75115  
Washington, DC 20013



April 22, 2009

Peter Feather, Chair  
Alcohol Beverage Control Board  
941 North Capitol Street, NE, Suite 7200  
Washington DC 20002

ATTN: Fred Moosally, Acting Director, Alcohol Beverage Regulation Administration

Chairman Feather,

On April 9, at our regularly scheduled meeting with a quorum present, our Commission unanimously voted to submit the following comments regarding Section 25-823 (6) of ABRA's proposed rulemaking regarding civil penalties. We are sending the below comments for inclusion into the hearing record scheduled for May 6, 2009, at 1:00 PM:

ANC 6A Comments:

*Our Commission strongly supports applying civil penalties for "Failure to follow voluntary agreement" as a Secondary tier violation. As explained to ANC 6A, the change would "allow ABRA investigators to issue citations for voluntary agreement violations". Our ANC believes this change will help enforce provisions of voluntary agreements that now require a full hearing by the Board. The current process is burdensome and time consuming for Commissioners who are unable to attend this type of hearing. In addition, the onsite ABRA investigator can respond immediately to observed violations.*

In close, we believe this is a beneficial amendment to current regulations and we offer our strong support for its consideration.

On behalf of the Commission,

Joseph Fengler  
Chair, Advisory Neighborhood Commission 6A

cc: Councilmember Tommy Wells