

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

In the Matter of:)

Dangerously Delicious DC, LLC)
t/a Dangerously Delicious DC)

Applicant for Renewal of a)
Retailer's Class CR License)

at premises)
1339 H Street, NE)
Washington, D.C. 20002)

Case No.: 19-PRO-00025

License No.: ABRA-087422

Order No.: 2019-561

Dangerously Delicious DC, LLC, t/a Dangerously Delicious DC, Applicant

Jay Williams, Co-Chair, on behalf of Advisory Neighborhood Commission (ANC) 6A
ABL Committee

BEFORE: Donovan Anderson, Chairperson
Mike Silverstein, Member
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Crockett, Member

**ORDER ON THIRD AMENDMENT TO SETTLEMENT AGREEMENT
AND WITHDRAWAL OF ANC 6A'S PROTEST**

The Application filed by Dangerously Delicious DC, LLC, t/a Dangerously Delicious DC (Applicant), for renewal of its Retailer's Class CR License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on May 20, 2019.

The official records of the Board reflect that the Applicant and ANC 6A have entered into a Settlement Agreement (Agreement), dated September 1, 2011; an Amendment to Settlement Agreement (Amendment), dated June 18, 2018; and a Second

Amendment to Settlement Agreement, dated November 28, 2018; that governs the operations of the Applicant's establishment.

This matter comes now before the Board to consider the Parties' Third Amendment to Settlement Agreement (Third Amendment), dated July 11, 2019, in accordance with D.C. Official Code § 25-446 (2001).

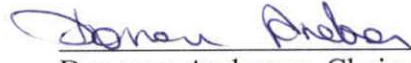
The Third Amendment has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Jay Williams, on behalf of ANC 6A, are signatories to the Third Amendment.

This Third Amendment constitutes a withdrawal of the Protest filed by ANC 6A of this Application.

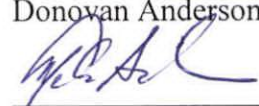
Accordingly, it is this 24th day of July, 2019, **ORDERED** that:

1. The Application filed by Dangerously Delicious DC, LLC, t/a Dangerously Delicious DC, for renewal of its Retailer's Class CR License, located at 1339 H Street, NE, Washington, D.C., is **GRANTED**;
2. The Protest of ANC 6A in this matter is hereby **WITHDRAWN**;
1. The above-referenced Third Amendment to Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the previous Agreement and Amendments, not amended by the Third Amendment, shall remain in full force and effect; and
4. Copies of this Order shall be sent to the Applicant and ANC 6A.

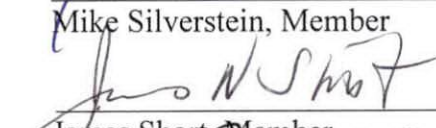
District of Columbia
Alcoholic Beverage Control Board




Donovan Anderson, Chairperson



Mike Silverstein, Member

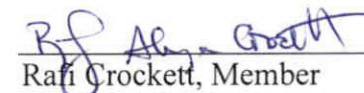


James Short, Member



Bobby Cato, Member

Rema Wahabzadah, Member



Rafi Crockett, 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).



Made this 11th day of July, 2019

by and between

Dangerously Delicious DC, LLC, t/a Dangerously Delicious DC (ABRA # 087422)

1339 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

The Settlement Agreement ("SA") between the parties listed above (approved by the ABC Board on September 28, 2011, *see* Order No. 2011-393, amended on June 18, 2018, *see* Order No. 2018-405, and amended again on December 5, 2018, *see* Order No. 2018-726) is amended as follows:

Paragraph 3(c) is amended to include the following language:

8) Applicant shall take reasonable steps to ensure that the door connecting the interior of the second floor to the second floor patio is not propped open when live music is playing after 8:00pm, except in case of emergency.

9) Applicant shall take reasonable steps to mitigate noise from emanating out of the door to the second floor patio by (i) installing a barrier made of appropriate soundproofing materials that blocks the top two to three feet of the door opening; and (ii) installing hanging planters at appropriate heights on the second floor patio.

In Witness Whereof

Licensee:

By: Sandra Bassanti

Date: 7/17/19

Signature: [Signature]

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Co-Chair, ANC 6A ABL Committee

Date: July 11, 2019

Signature: [Signature]