# STATE OF RHODE ISLAND DEPARTMENT OF BUSINESS REGULATION PASTORE COMPLEX 1511 PONTIAC AVENUE CRANSTON, RHODE ISLAND

Estiatorio Fili, Inc.	:	
Appellant,	:	
	:	
v.	:	DBR No.: 22LQ012
	:	
City of Providence, Board of Licenses,	:	
Appellce.	:	

### FINAL ORDER OF DISMISSAL

This matter arose from an appeal and stay filed by Estiatorio Fili, Inc. ("Appellant") with the Department of Business Regulation ("Department") pursuant to R.I. Gen. Laws § 3-7-21 regarding the decision taken on August 24, 2022 by the City of Providence, Board of Licenses ("Board") to deny the Appellant's Class BV and BVX liquor license application. A hearing was not scheduled pending a possible legislative change. After the legislative change, the Board granted the license application and that is now subject to another appeal, *Myles Standish Associates LP, LMT Realty, LLC, MJJ Realty Association LLC, 221 Waterman St, Realty, Waterman 219, LLC, Waterman Realty, LLC, Waysquare Associates, LP, Jennifer Qun Liang, Stephen Lewinstein, Bromley Real Estate Corp., River Company, LLC, Eagle Island Investment Group, Inc., Charles Smith III, 144 Wayland, LCC v. City of Providence, Board of Licenses, and George Potsidis d/b/a Estiatorio Fili, Inc. (Intervenor); DBR No.: 23LQ009. As a consequence, this appeal is now moot and can be dismissed.* 

Dated: Novembe 21, 2523

Catherine R. Warren

Hearing Officer

#### <u>ORDER</u>

I have read the Hearing Officer's Recommendation in this matter, and I hereby take the following action with regard to the Recommendation:

ADOPT \_\_\_\_\_REJECT \_\_\_\_\_MODIFY

Dated: 11/22/2023

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Elizabeth Kelleher Dwyer, Esquire Director

#### NOTICE OF APPELLATE RIGHTS

THIS ORDER CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.

## **CERTIFICATION**

I hereby certify on this 22 day of November, 2023 that a copy of the within Final Order of Dismissal and Notice of Appellate Rights were sent by email and first class mail, postage prepaid, to the following:, Mario Martone, Esquire, City of Providence Law Department, 444 Westminster Street, Suite 220, Providence, R.I. 02903, Nicholas Hemond, Esquire, One Turks Head Place, Suite 1200, Providence, R.I. 02903, and Louis A. DeSimone, Jr., Esquire, 1554 Cranston Street, Cranston, R.I. 02920 and by electronic delivery to Pamela Toro, Esquire, Department of Business Regulation, Pastore Complex, 1511 Pontiac Avenue, Cranston, R.I. 02920.

Megan Mihara