

(e) to examine witnesses; and

(f) to direct continuance of any case.

12-2644. *Contempt procedures.* In proceedings before the Committee, if any person refuses to respond to a subpoena or refuses to take the oath or affirmation as a witness or thereafter refuses to be examined, or refuses to obey any lawful order of the Commission rendered pursuant to a decision made by the Committee after hearing, the Commission may make application to the proper court for an order requiring obedience thereto.

12-2645. *Evidence.* In all proceedings held by the Committee, the Committee shall receive and consider any evidence or testimony. However, the Committee may exclude incompetent, irrelevant, immaterial, or unduly repetitious evidence or testimony.

12-2646. *Burden of proof.*

(a) In any Committee proceeding resulting from the Commission's contemplated action to deny a license, the applicant shall have the burden of satisfying the Committee of his qualifications.

(b) In any Committee proceeding resulting from the Commission's contemplated action to refuse to renew, to suspend, or to revoke a license, the District Government shall have the duty of producing evidence to establish that a prima facie case exists for refusing to renew, suspending or revoking a person's license, and when such evidence is produced, then such person shall have the burden thereafter of going forward with the evidence.

12-2647. *Transcript of proceedings.* In all hearings conducted by the Committee, a complete record shall be made of all evidence presented during the course of a hearing.

12-2648. *Manner and time of rendering Committee decision.* The members of the Committee who conduct the hearing shall submit their decision to the Commission, in writing, as soon as practicable, but not later than sixty days after the date the hearing is completed.

12-2649. *Content of Committee decision.* The decision of the Committee shall contain:

(a) findings of fact made by the Committee;

(b) application by the Committee of these Regulations to the facts as found by the Committee; and

(c) the decision of the Committee based upon (a) and (b) of this Section.

12-2650. *Notification by Commission of final determination.* Within thirty days following receipt of a Committee decision rendered after hearing, the Commission shall notify the applicant or licensee concerned, in writing, of the final determination of the matter at issue. In any such matter, the Commission shall not make a final determination which is inconsistent with the Committee decision in such matter. The notification of final determination shall contain the Order of the Commission based upon the decision of the Committee and a statement informing the applicant or licensee involved, of his right to appeal to the court and the time within such an appeal may be sought. A copy of the Committee decision shall be attached to the notification of final determination.

12-2651. *Service of written notice.* The written notification of final determination shall be served upon the applicant or licensee involved, or his attorney of record, either personally or by certified mail. If sent by certified mail, it shall be deemed to have been served on the date contained on the return receipt.

12-2652. *Reopening proceedings.* Where, because of accident, sickness, or other good cause, a person fails to receive a hearing or fails to appear for a hearing which he has requested, the person may, within thirty days from the date born upon the Commission's notification of final determination, apply to the Commission to reopen the proceedings; and the Commission, upon finding such cause sufficient, shall authorize the Committee to immediately fix a time and place for hearing and give the person, the Corporation Counsel, the Director, and the Commission notice thereof, as required by these Regulations. The Commission may also reopen a proceeding for any other cause sufficient to it, provided no appeal is pending before a court or has been decided by a court.

12-2653. *Reconsideration or reinstatement.* Upon the application, after six months, of any person who has been denied a license or who has had a license revoked by the Commission, the Commission may, upon showing of cause satisfactory to it, reinstate the license or issue a new one.