

**IN THE SUPERIOR COURT OF THE DISTRICT OF COLUMBIA
Civil Division**

DISTRICT OF COLUMBIA,
a municipal corporation
441 4th Street, N.W.
Washington, D.C. 20001

Plaintiff,

v.

CAPITOL PETROLEUM GROUP, LLC,
6820-B Commercial Drive,
Springfield, VA 22151

Serve on: Registered Agent
CT CORPORATION SYSTEM
1015 15th Street, NW, Suite 1000
Washington, DC 20005

and

ANACOSTIA REALTY, LLC,
6820-B Commercial Drive,
Springfield, VA 22151

Serve on: Registered Agent
CT CORPORATION SYSTEM
1015 15th Street, NW, Suite 1000
Washington, DC 20005

and

DAG PETROLEUM SUPPLIERS, LLC,
6820-B Commercial Drive,
Springfield, VA 22151

Serve on: Registered Agent
CT CORPORATION SYSTEM
1015 15th Street, NW, Suite 1000
Washington, DC 20005

Defendants.

Case No.:

JURY TRIAL DEMANDED

**COMPLAINT FOR VIOLATIONS OF THE NATURAL DISASTER CONSUMER
PROTECTION ACT AND CONSUMER PROTECTION PROCEDURES ACT**

As the first wave of coronavirus hit Washington, D.C., Defendants Capitol Petroleum Group, LLC, Anacostia Realty, LLC, and DAG Petroleum Suppliers, LLC (collectively, “Defendants”) saw a business opportunity. Defendants, which are affiliated corporate entities, act as both the leading distributor and a significant retailer of gasoline to D.C. consumers. As wholesale gasoline prices fell with the contracting economy in March and April 2020, Defendants vastly increased their margins on their direct and indirect gasoline sales to D.C. consumers, doubling the normal mark-up they obtained from gasoline sales immediately prior to the pandemic. That is price gouging. And it violates not only the District of Columbia Natural Disaster Consumer Protection Act, D.C. Code §§ 28-4101, *et seq.* (the “NDCPA”), but also the District of Columbia Consumer Protection Procedures Act (“CPPA”), D.C. Code §§ 28-3901, *et seq.* Accordingly, the District of Columbia (“District”), by the Office of the Attorney General, brings this enforcement action against Defendants to redress their violations of the NDCPA and CPPA. In support of its claims, the District states as follows:

JURISDICTION

1. This Court has jurisdiction over the subject matter of this case pursuant to D.C. Code §§ 11-921, 28-3909, and 28-4103.
2. This Court has personal jurisdiction over Defendants pursuant to D.C. Code § 13-423(a).

PARTIES

3. Plaintiff District of Columbia, a municipal corporation empowered to sue and be sued, is the local government for the territory constituting the permanent seat of the government of the United States. The District is represented by and through its chief legal officer, the Attorney General for the District of Columbia. The Attorney General has general charge and

conduct of all legal business of the District and all suits initiated by and against the District and is responsible for upholding the public interest. D.C. Code § 1-301.81(a)(1). The Attorney General is specifically authorized to enforce the District’s consumer protection laws, including the CPPA and the NDCPA, pursuant to D.C. Code §§ 28-3909 and 28-4103.

4. Defendant Capitol Petroleum Group, LLC (“CPG”) is a limited liability corporation that operates in the District of Columbia, is organized under the laws of Virginia, and maintains a principal place of business at 6820-B Commercial Drive, Springfield, VA 22151. CPG, along with the other Defendants, sells gasoline to retail gas stations in the District of Columbia. CPG also sells gasoline directly to motorist consumers at District retail gas stations through companies that CPG controls.

5. Defendant Anacostia Realty, LLC (“Anacostia”) is a CPG affiliate that is a limited liability corporation that operates in the District of Columbia, is organized under the laws of Virginia, and maintains a principal place of business at 6820-B Commercial Drive, Springfield, VA 22151. Anacostia sells motor fuels to retail gas stations in the District of Columbia.

6. Defendant DAG Petroleum Suppliers, LLC (“DAG”) is a CPG affiliate that is a limited liability corporation that operates in the District of Columbia, is organized under the laws of Virginia, and maintains a principal place of business at 6820-B Commercial Drive, Springfield, VA 22151. DAG sells motor fuels to retail gas stations in the District of Columbia.

FACTUAL ALLEGATIONS

A. The COVID-19 Public Health Emergency

7. The coronavirus epidemic is ravaging our country. As of the week of this filing, it has plunged the United States into a public health crisis and has infected over 9.9 million

Americans and killed more than 237,000—including more than 18,000 infected and 657 dead in the District of Columbia.

8. On March 11, 2020, in response to the threat of COVID-19, Mayor Muriel Bowser issued Mayor’s Order 2020-045 declaring a public emergency, pursuant to D.C. Code § 28-4102(b), as well as Mayor’s Order 2020-046 declaring a public health emergency, pursuant to D.C. Code § 7-2304.01. Other states declared similar emergencies, including the neighboring states of Maryland and Virginia. The United States federal government likewise declared a national emergency concerning the COVID-19 outbreak on March 13, 2020.

9. Mayor Bowser has subsequently extended both the public health emergency and public emergency through December 31, 2020. *See* Mayor’s Order 2020-103 (Oct. 7, 2020).

10. The Mayor’s declarations triggered price-gouging protections under the NDCPA. D.C. Code §§ 28-4101, *et seq.* Specifically, during either a public health emergency or public emergency, it is illegal to “charge more than the normal average retail price for any merchandise or service sold during” the period of emergency. D.C. Code § 28-4102(a). The “normal average retail price” is defined by the NDCPA as “the price equal to the wholesale cost plus a retail mark-up that is the same percentage over wholesale cost as the retail mark-up for similar merchandise sold in the Washington Metropolitan Area during the 90-day period that immediately preceded an emergency.” D.C. Code § 28-4101(2)(B).

B. Defendants Sell Gasoline in the District Both at Retail and as Distributors.

11. Defendants sell gasoline as distributors to retail gas stations in the District. Defendant CPG also sells gasoline directly to consumers through arrangements with “commission operator” gas stations in the District.

12. Commission operators are independent contractors who manage gas stations in the District at which CPG, through companies it controls, is responsible for the retail sale of gasoline. Commission operators, among other things, collect the cash proceeds of CPG's retail sales of gasoline and remit the proceeds to CPG. The commission operators who operate these stations do not buy gas from anyone or sell gas to anyone. Their sole compensation is the commission they earn on each gallon sold by CPG to consumers at the station.

13. CPG was and remains responsible for retail gasoline sales at fifty-four "commission operator" stations located in the District of Columbia.¹

14. Defendants CPG, Anacostia, and DAG sold and continue to sell gasoline as distributors to at least fifteen other gas stations (with the exception of the gas station located at 4244 Wisconsin Avenue NW where such sales ceased by April 1, 2020), which in turn sold and continue to sell motor fuel to consumers at retail.²

¹ These stations are located at: 1201 Bladensburg Road NE; 1230 New York Avenue NE; 1301 Bladensburg Road NE; 1396 Florida Avenue NE; 1400 Maryland Avenue NE; 1601 New York Avenue NE; 1765 New York Avenue NE; 1801 West Virginia Avenue NE; 1830 Rhode Island Avenue NE; 1925 Bladensburg Road NE; 1950 Benning Road NE; 2150 M Street NW; 22 Florida Avenue NW; 2210 Bladensburg Road NE; 2230 New York Avenue NE; 2300 S. Dakota Avenue NE; 2350 S. Dakota Avenue NE; 2651 Benning Road NE; 2708 Virginia Avenue NW; 2800 12th Street NE; 306 Rhode Island Avenue NW; 3101 Rhode Island Avenue NE; 3200 Bladensburg Road NE; 3355 Benning Road NE; 3535 Connecticut Avenue NW; 3701 12th Street NE; 3710 Minnesota Avenue NE; 3825 Alabama Avenue SE; 3830 Minnesota Avenue NE (3850); 4000 Georgia Avenue NW; 4100 Hunt Place NE; 4140 Georgia Avenue NW (4136); 420 Rhode Island Avenue NW; 4244 Wisconsin Avenue NW (starting April 1, 2020); 4321 Nannie Helen Burroughs NE; 45 Florida Avenue NE; 4501 14th St NW; 4501 Benning Road NE; 4519 Benning Road SE; 4665 S. Capitol Street SW; 4900 Wisconsin Avenue NW; 4940 Connecticut Avenue NW; 5001 Georgia Avenue NW; 5010 Benning Road SE; 5420 New Hampshire Avenue NW; 5515 S. Dakota Avenue NE; 5831 Georgia Avenue NW; 6201 New Hampshire Avenue NE; 6350 Georgia Avenue NW; 6419 Georgia Avenue NW; 7401 Georgia Avenue NW; 814 Bladensburg Road NE; 925 Brentwood Road NE; and One Florida Avenue NE.

² These stations are located at: 1020 Michigan Avenue NE; 1201 Pennsylvania Avenue SE; 1601 Wisconsin Avenue NW; 200 Massachusetts Avenue NE; 264 Missouri Avenue NW; 3201 Pennsylvania Avenue SE; 339 Pennsylvania Avenue SE; 3540 14th St NW; 4244 Wisconsin

C. Defendants Substantially Increased Their Sales Margins When Selling Gasoline in the District During the COVID-19 Public Health Emergency.

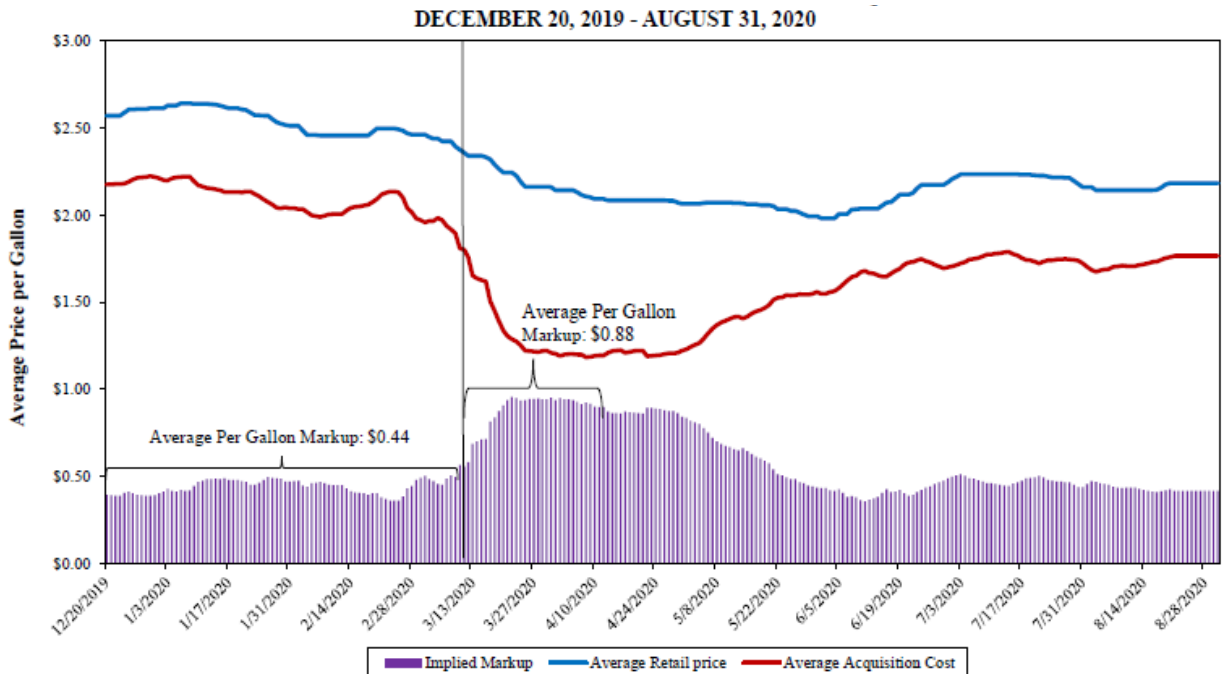
15. The margins that Defendants charged on the sale of gasoline jumped dramatically in the wake of Mayor Bowser’s March 11, 2020 declarations of a public health emergency and public emergency regarding COVID-19. Defendants increased their margins both with respect to their retail sales directly to consumers and with respect to their distributor sales.

16. In the three months before Mayor Bowser’s March 11, 2020 declarations, Defendant CPG charged an average markup of approximately \$0.44 per gallon of regular unleaded gasoline across all of the “commission operator” gas stations in the District at which CPG was responsible for the retail sale.

17. By contrast, in the weeks following Mayor Bowser’s March 11, 2020 declarations, CPG charged an average markup of approximately \$0.88 per gallon of regular unleaded gasoline across all of the “commission operator” gas stations in the District at which CPG was responsible for the retail sale. Because it increased its retail mark-up at the same time that wholesale gas costs were falling, CPG’s percentage retail mark-up on regular unleaded gasoline greatly increased in the weeks after the Mayor’s declarations.

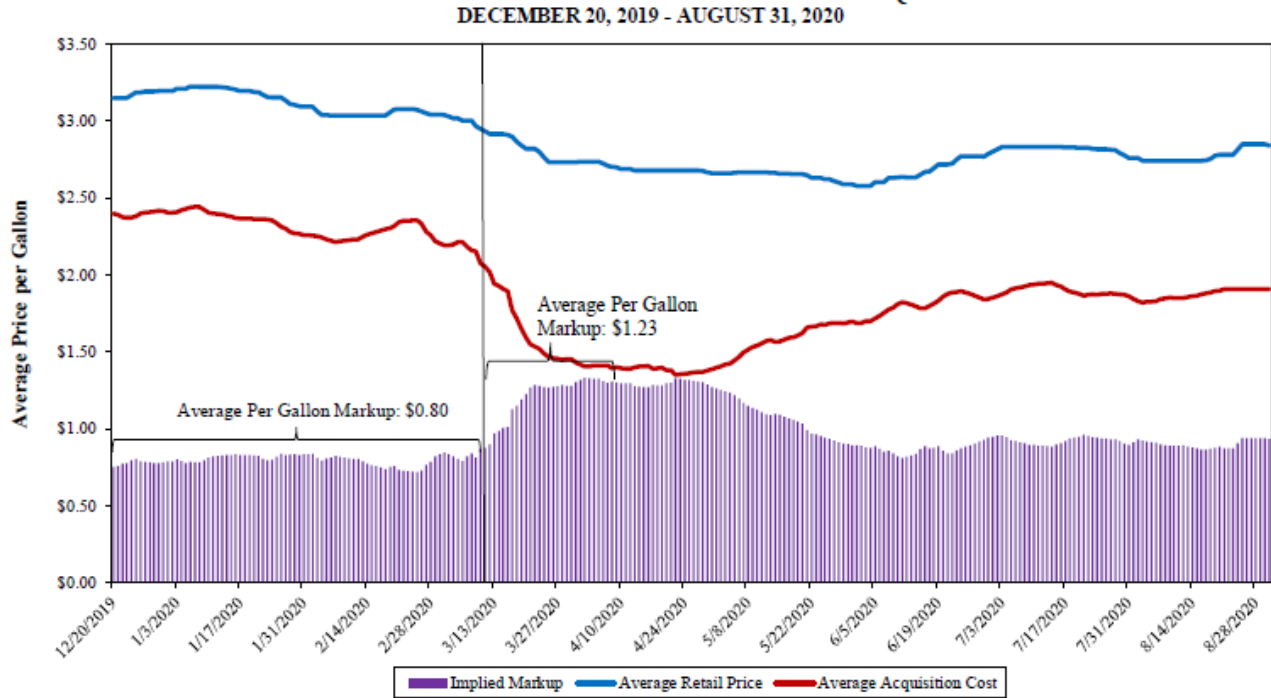
18. The chart below summarizes the change in the average markup per gallon of regular unleaded gasoline at stations where CPG sold gas at retail directly to consumers:

Avenue NW; 4812 Mac Arthur Boulevard NW; 4861 Massachusetts Avenue NW; 5030 Connecticut Avenue NW; 5521 Connecticut Avenue NW; 2501 Pennsylvania Avenue SE; and 4700 S. Capitol Street SE.



19. CPG also significantly increased the margins per gallon sold of premium gasoline. Before the Mayor’s March 11, 2020 declarations, Defendants charged on average a markup of \$0.80 per gallon of premium gasoline at “commission operator” stations. That average markup jumped to \$1.23 in the weeks following the declarations. Because it increased its retail mark-up at the same time that wholesale gas costs were falling, CPG’s percentage retail mark-up on premium gasoline greatly increased in the weeks after the Mayor’s declarations.

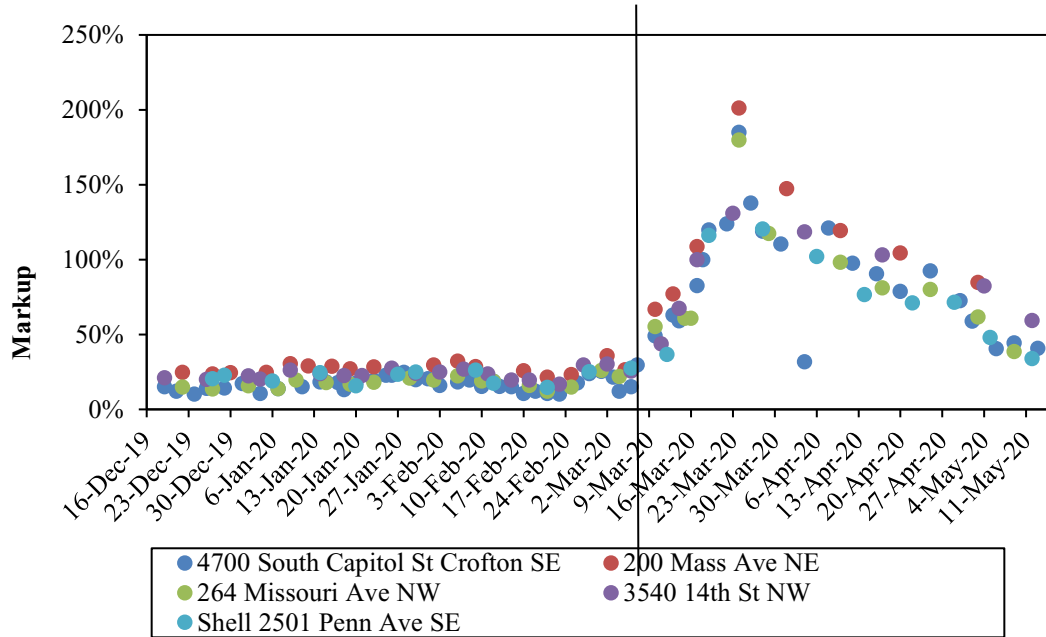
20. The following chart summarizes the change in the average markup per gallon of premium unleaded gasoline at stations where CPG sold gas at retail directly to consumers:



21. Defendants also significantly increased their margins on gasoline sales made as distributors after the Mayor’s Emergency Declarations. The average markup they applied as distributors to their regular gasoline sales in the District from December 19, 2019 through March 9, 2020 equaled 41.6%. By three weeks into the declared COVID-19 emergency, during the week of March 22-28, 2020, that markup jumped to 149.8%. For premium gasoline, the average markup jumped from 41.6% between December 19, 2019 through March 9, 2020, to 177.7% between March 22-28, 2020.

22. The following chart summarizes the markups applied to Defendants’ distributor sales of regular gasoline to five District gas stations:

**TOP 5 GAS STATIONS BY REVENUE
DECEMBER 2019 - MAY 2020**



**COUNT ONE (DEFENDANT CPG): PRICE GOUGING
(D.C. Code §§ 28-4101, *et seq.*)**

23. The District re-alleges and incorporates by reference paragraphs 1 through 22, as if fully set forth herein.

24. The NDCPA prohibits the overcharging (or “price gouging”) of consumers during a public health emergency or public emergency. It is illegal, during either such emergency, to “charge more than the normal average retail price for any merchandise or service sold.” D.C. Code § 28-4102(a).

25. The regular unleaded fuel and premium unleaded fuel Defendant CPG sells are merchandise within the meaning of the NDCPA.

26. The “normal average retail price” under the NDCPA is “the price equal to the wholesale cost plus a retail mark-up that is the same percentage over wholesale cost as the retail

mark-up for similar merchandise sold in the Washington Metropolitan Area during the 90-day period that immediately preceded an emergency.” D.C. Code § 28-4101(2)(B).

27. The retail mark-ups Defendant CPG applied to regular and premium unleaded gasoline in the 90-day period preceding the March 11, 2020 declarations equaled or approximated the mark-up for regular and premium unleaded gasoline sold in the Washington Metropolitan Area.

28. The retail mark-ups Defendant CPG applied to regular and premium unleaded gasoline sold at retail to District consumers increased significantly in the weeks following Mayor Bowser’s March 11, 2020 emergency declarations.

29. Defendant CPG charged more than the normal average retail price for merchandise sold during a public health emergency or during a public emergency, in violation of D.C. Code § 28-4102(a).

**COUNT TWO (ALL DEFENDANTS):
UNFAIR TRADE PRACTICES IN VIOLATION OF THE CPPA
(D.C. Code §§ 28-3901, *et seq.*)**

30. The District re-alleges and incorporates by reference paragraphs 1 through 29, as if fully set forth herein.

31. The CPPA is a remedial statute that is to be broadly construed.

32. The CPPA applies not just to merchants who engage in retail transactions with consumers but also to persons and entities who in the ordinary course of business do or would supply the goods or services which are or would be the subject matter of a trade practice. D.C. Code § 28-3901(a)(3).

33. Consumers purchase the regular and premium motor fuel sold by Defendants (and by the retailers to whom Defendants sell such fuel) for personal, household, or family purposes, and such motor fuel is therefore a consumer good under the CPPA.

34. Defendants, in the ordinary course of business, offer to sell or supply consumer goods and, therefore, are merchants.

35. Merchants who violate the CPPA may be subject to restitution, damages, civil penalties, temporary or permanent injunction, the costs of the action, and reasonable attorney's fees. D.C. Code § 28-3909.

36. The CPPA prohibits unfair or deceptive trade practices by merchants, regardless of whether the trade practice is expressly proscribed by an enumerated subsection of D.C. Code § 28-3904.

37. Defendants' substantial increases to the margins they obtained as distributors from their sales of regular and premium motor fuel during the Mayor's declared COVID-19 emergencies constituted unfair trade practices in violation of D.C. Code § 28-3904. The increased margins Defendants obtained during the Mayor's declared COVID-19 emergencies were ultimately borne by District consumers.

38. Defendant CPG's substantial increases to the margins it obtained from retail sales of regular and premium motor fuel during the Mayor's declared COVID-19 emergencies also constituted unfair trade practices in violation of D.C. Code § 28-3904.

**COUNT THREE (DEFENDANT CPG): UNLAWFUL TRADE PRACTICES
CONTRARY TO DISTRICT LAW IN VIOLATION OF THE CPPA
(D.C. Code §§ 28-3901, *et seq.*)**

39. The District re-alleges and incorporates by reference paragraphs 1 through 38, as if fully set forth herein.

40. The CPPA prohibits unfair or deceptive trade practices by merchants, regardless of whether the trade practice is expressly proscribed by an enumerated subsection of D.C. Code § 28-3904.

41. Among the unfair or deceptive trade practices not enumerated in D.C. Code § 28-3904 but nonetheless proscribed by the CPPA are trade practices that violate other District of Columbia law. Defendant CPG engaged in unlawful, unfair, and deceptive practices affecting District consumers, in violation of D.C. Code § 28-3904, by engaging in trade practices that violate the NDCPA.

PRAYER FOR RELIEF

WHEREFORE, the District of Columbia respectfully requests this Court enter a judgment in its favor and grant relief against Defendants as follows:

(a) Preliminarily or permanently enjoin Defendants, pursuant to D.C. Code § 28--3909(a), from violating the CPPA and the NDCPA;

(b) Order Defendants to pay restitution and damages pursuant to D.C. Code §§ 28-3909(a) and (b);

(c) Order the payment of civil penalties under D.C. Code § 28-3909(b) and D.C. Code §§ 28-4102(a), 28-4103(c);

(d) Award the District the costs of this action and reasonable attorney's fees; and

(e) Grant such further relief as the Court deems just and proper.

JURY DEMAND

The District of Columbia demands a trial by jury by the maximum number of jurors permitted by law.

Respectfully submitted,

Dated: November 12, 2020

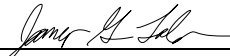
KARL A. RACINE
Attorney General for the District of Columbia

KATHLEEN KONOPKA
Deputy Attorney General
Public Advocacy Division

JIMMY R. ROCK
Assistant Deputy Attorney General
Public Advocacy Division



BENJAMIN WISEMAN (#1005442)
Director, Office of Consumer Protection
Public Advocacy Division



JAMES GRAHAM LAKE (#1028853)
Assistant Attorney General
Office of the Attorney General
400 6th Street NW, 10th Floor
Washington, D.C. 20001
Tel: (202) 805-7635
Fax: (202) 741-0575
Graham.Lake@dc.gov



Superior Court of the District of Columbia
CIVIL DIVISION
Civil Actions Branch
500 Indiana Avenue, N.W., Suite 5000 Washington, D.C. 20001
Telephone: (202) 879-1133 Website: www.dccourts.gov

District of Columbia

 Plaintiff

vs.

Case Number _____

 Capitol Petroleum Group, LLC

 Defendant

SUMMONS

To the above named Defendant:

You are hereby summoned and required to serve an Answer to the attached Complaint, either personally or through an attorney, within twenty one (21) days after service of this summons upon you, exclusive of the day of service. If you are being sued as an officer or agency of the United States Government or the District of Columbia Government, you have sixty (60) days after service of this summons to serve your Answer. A copy of the Answer must be mailed to the attorney for the plaintiff who is suing you. The attorney's name and address appear below. If plaintiff has no attorney, a copy of the Answer must be mailed to the plaintiff at the address stated on this Summons.

You are also required to file the original Answer with the Court in Suite 5000 at 500 Indiana Avenue, N.W., between 8:30 a.m. and 5:00 p.m., Mondays through Fridays or between 9:00 a.m. and 12:00 noon on Saturdays. You may file the original Answer with the Court either before you serve a copy of the Answer on the plaintiff or within seven (7) days after you have served the plaintiff. If you fail to file an Answer, judgment by default may be entered against you for the relief demanded in the complaint.

James Graham Lake

Clerk of the Court

 Name of Plaintiff's Attorney

400 6th Street NW, 10th Floor

By _____

Address

Deputy Clerk

Washington, D.C. 20001

(202) 805-7635

Date _____

Telephone

如需翻译, 请打电话 (202) 879-4828

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Đề có một bài dịch, hãy gọi (202) 879-4828

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If you wish to talk to a lawyer and feel that you cannot afford to pay a fee to a lawyer, promptly contact one of the offices of the Legal Aid Society (202-628-1161) or the Neighborhood Legal Services (202-279-5100) for help or come to Suite 5000 at 500 Indiana Avenue, N.W., for more information concerning places where you may ask for such help.

See reverse side for Spanish translation
 Veá al dorso la traducción al español



TRIBUNAL SUPERIOR DEL DISTRITO DE COLUMBIA

DIVISIÓN CIVIL

Sección de Acciones Civiles

500 Indiana Avenue, N.W., Suite 5000, Washington, D.C. 20001

Teléfono: (202) 879-1133 Sitio web: www.dccourts.gov

District of Columbia

Demandante

contra

Número de Caso:

Capitol Petroleum Group, LLC

Demandado

CITATORIO

Al susodicho Demandado:

Por la presente se le cita a comparecer y se le require entregar una Contestación a la Demanda adjunta, sea en persona o por medio de un abogado, en el plazo de veintiún (21) días contados después que usted haya recibido este citatorio, excluyendo el día mismo de la entrega del citatorio. Si usted está siendo demandado en calidad de oficial o agente del Gobierno de los Estados Unidos de Norteamérica o del Gobierno del Distrito de Columbia, tiene usted sesenta (60) días, contados después que usted haya recibido este citatorio, para entregar su Contestación. Tiene que enviarle por correo una copia de su Contestación al abogado de la parte demandante. El nombre y dirección del abogado aparecen al final de este documento. Si el demandado no tiene abogado, tiene que enviarle al demandante una copia de la Contestación por correo a la dirección que aparece en este Citatorio.

A usted también se le require presentar la Contestación original al Tribunal en la Oficina 5000, sito en 500 Indiana Avenue, N.W., entre las 8:30 a.m. y 5:00 p.m., de lunes a viernes o entre las 9:00 a.m. y las 12:00 del mediodía los sábados. Usted puede presentar la Contestación original ante el Juez ya sea antes que usted le entregue al demandante una copia de la Contestación o en el plazo de siete (7) días de haberle hecho la entrega al demandante. Si usted incumple con presentar una Contestación, podría dictarse un fallo en rebeldía contra usted para que se haga efectivo el desagravio que se busca en la demanda.

James Graham Lake

SECRETARIO DEL TRIBUNAL

Nombre del abogado del Demandante

400 6th Street NW, 10th Floor

Por:

Dirección

Washington, D.C. 20001

Subsecretario

(202) 805-7635

Fecha

Teléfono

如需翻译,请打电话 (202) 879-4828

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Đề có một bản dịch, hãy gọi (202) 879-4828

반영을 위해 전화 (202) 879-4828 로 연락하십시오

የአማርኛ ትርጉም ለማግኘት (202) 879-4828 ይደውሉ

IMPORTANTE: SI USTED INCUMPLE CON PRESENTAR UNA CONTESTACIÓN EN EL PLAZO ANTES MENCIONADO O, SI LUEGO DE CONTESTAR, USTED NO COMPARECE CUANDO LE AVISE EL JUZGADO, PODRÍA DICTARSE UN FALLO EN REBELDÍA CONTRA USTED PARA QUE SE LE COBRE LOS DAÑOS Y PERJUICIOS U OTRO DESAGRAVIO QUE SE BUSQUE EN LA DEMANDA. SI ESTO OCURRE, PODRÍA RETENÉRSELE SUS INGRESOS, O PODRÍA TOMÁRSELE SUS BIENES PERSONALES O BIENES RAÍCES Y SER VENDIDOS PARA PAGAR EL FALLO. SI USTED PRETENDE OPONERSE A ESTA ACCIÓN, NO DEJE DE CONTESTAR LA DEMANDA DENTRO DEL PLAZO EXIGIDO.

Si desea conversar con un abogado y le parece que no puede pagarle a uno, llame pronto a una de nuestras oficinas del Legal Aid Society (202-628-1161) o el Neighborhood Legal Services (202-279-5100) para pedir ayuda o venga a la Oficina 5000 del 500 Indiana Avenue, N.W., para informarse sobre otros lugares donde puede pedirayuda al respecto.

Vea al dorso el original en inglés
See reverse side for English original



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District of Columbia

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Anacostia Realty, LLC

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SUMMONS

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James Graham Lake

Clerk of the Court

 Name of Plaintiff's Attorney

400 6th Street NW, 10th Floor

By _____

Address

Deputy Clerk

Washington, D.C. 20001

(202) 805-7635

Date _____

Telephone

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District of Columbia

Demandante

contra

Número de Caso:

Anacostia Realty, LLC

Demandado

CITATORIO

Al susodicho Demandado:

Por la presente se le cita a comparecer y se le require entregar una Contestación a la Demanda adjunta, sea en persona o por medio de un abogado, en el plazo de veintiún (21) días contados después que usted haya recibido este citatorio, excluyendo el día mismo de la entrega del citatorio. Si usted está siendo demandado en calidad de oficial o agente del Gobierno de los Estados Unidos de Norteamérica o del Gobierno del Distrito de Columbia, tiene usted sesenta (60) días, contados después que usted haya recibido este citatorio, para entregar su Contestación. Tiene que enviarle por correo una copia de su Contestación al abogado de la parte demandante. El nombre y dirección del abogado aparecen al final de este documento. Si el demandado no tiene abogado, tiene que enviarle al demandante una copia de la Contestación por correo a la dirección que aparece en este Citatorio.

A usted también se le require presentar la Contestación original al Tribunal en la Oficina 5000, sito en 500 Indiana Avenue, N.W., entre las 8:30 a.m. y 5:00 p.m., de lunes a viernes o entre las 9:00 a.m. y las 12:00 del mediodía los sábados. Usted puede presentar la Contestación original ante el Juez ya sea antes que usted le entregue al demandante una copia de la Contestación o en el plazo de siete (7) días de haberle hecho la entrega al demandante. Si usted incumple con presentar una Contestación, podría dictarse un fallo en rebeldía contra usted para que se haga efectivo el desagravio que se busca en la demanda.

James Graham Lake

SECRETARIO DEL TRIBUNAL

Nombre del abogado del Demandante

400 6th Street NW, 10th Floor

Por:

Dirección

Subsecretario

Washington, D.C. 20001

(202) 805-7635

Fecha

Teléfono

如需翻译,请打电话 (202) 879-4828

Veillez appeler au (202) 879-4828 pour une traduction

Đề có một bản dịch, hãy gọi (202) 879-4828

반편역을 원하시면 (202) 879-4828 로 전화하십시오

የአማርኛ ትርጉም ለማግኘት (202) 879-4828 ይደውሉ

IMPORTANTE: SI USTED INCUMPLE CON PRESENTAR UNA CONTESTACIÓN EN EL PLAZO ANTES MENCIONADO O, SI LUEGO DE CONTESTAR, USTED NO COMPARECE CUANDO LE AVISE EL JUZGADO, PODRÍA DICTARSE UN FALLO EN REBELDÍA CONTRA USTED PARA QUE SE LE COBRE LOS DAÑOS Y PERJUICIOS U OTRO DESAGRAVIO QUE SE BUSQUE EN LA DEMANDA. SI ESTO OCURRE, PODRÍA RETENÉRSELE SUS INGRESOS, O PODRÍA TOMÁRSELE SUS BIENES PERSONALES O BIENES RAÍCES Y SER VENDIDOS PARA PAGAR EL FALLO. SI USTED PRETENDE OPONERSE A ESTA ACCIÓN, NO DEJE DE CONTESTAR LA DEMANDA DENTRO DEL PLAZO EXIGIDO.

Si desea conversar con un abogado y le parece que no puede pagarle a uno, llame pronto a una de nuestras oficinas del Legal Aid Society (202-628-1161) o el Neighborhood Legal Services (202-279-5100) para pedir ayuda o venga a la Oficina 5000 del 500 Indiana Avenue, N.W., para informarse sobre otros lugares donde puede pedirayuda al respecto.

Vea al dorso el original en inglés
See reverse side for English original



Superior Court of the District of Columbia
CIVIL DIVISION
Civil Actions Branch
500 Indiana Avenue, N.W., Suite 5000 Washington, D.C. 20001
Telephone: (202) 879-1133 Website: www.dccourts.gov

District of Columbia

 Plaintiff

vs.

Case Number _____

DAG Petroleum Suppliers, LLC

 Defendant

SUMMONS

To the above named Defendant:

You are hereby summoned and required to serve an Answer to the attached Complaint, either personally or through an attorney, within twenty one (21) days after service of this summons upon you, exclusive of the day of service. If you are being sued as an officer or agency of the United States Government or the District of Columbia Government, you have sixty (60) days after service of this summons to serve your Answer. A copy of the Answer must be mailed to the attorney for the plaintiff who is suing you. The attorney's name and address appear below. If plaintiff has no attorney, a copy of the Answer must be mailed to the plaintiff at the address stated on this Summons.

You are also required to file the original Answer with the Court in Suite 5000 at 500 Indiana Avenue, N.W., between 8:30 a.m. and 5:00 p.m., Mondays through Fridays or between 9:00 a.m. and 12:00 noon on Saturdays. You may file the original Answer with the Court either before you serve a copy of the Answer on the plaintiff or within seven (7) days after you have served the plaintiff. If you fail to file an Answer, judgment by default may be entered against you for the relief demanded in the complaint.

James Graham Lake

Clerk of the Court

 Name of Plaintiff's Attorney

400 6th Street NW, 10th Floor

By _____
 Deputy Clerk

Address

Washington, D.C. 20001

(202) 805-7635

Date _____

Telephone

如需翻译,请打电话 (202) 879-4828

Veuillez appeler au (202) 879-4828 pour une traduction

Đề có một bài dịch, hãy gọi (202) 879-4828

번역을 원하시면, (202) 879-4828로 전화주세요. የአማርኛ ትርጉም ለማግኘት (202) 879-4828 ይደውሉ

IMPORTANT: IF YOU FAIL TO FILE AN ANSWER WITHIN THE TIME STATED ABOVE, OR IF, AFTER YOU ANSWER, YOU FAIL TO APPEAR AT ANY TIME THE COURT NOTIFIES YOU TO DO SO, A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY DAMAGES OR OTHER RELIEF DEMANDED IN THE COMPLAINT. IF THIS OCCURS, YOUR WAGES MAY BE ATTACHED OR WITHHELD OR PERSONAL PROPERTY OR REAL ESTATE YOU OWN MAY BE TAKEN AND SOLD TO PAY THE JUDGMENT. IF YOU INTEND TO OPPOSE THIS ACTION, DO NOT FAIL TO ANSWER WITHIN THE REQUIRED TIME.

If you wish to talk to a lawyer and feel that you cannot afford to pay a fee to a lawyer, promptly contact one of the offices of the Legal Aid Society (202-628-1161) or the Neighborhood Legal Services (202-279-5100) for help or come to Suite 5000 at 500 Indiana Avenue, N.W., for more information concerning places where you may ask for such help.

See reverse side for Spanish translation
 Veá al dorso la traducción al español



TRIBUNAL SUPERIOR DEL DISTRITO DE COLUMBIA
DIVISIÓN CIVIL
Sección de Acciones Civiles
500 Indiana Avenue, N.W., Suite 5000, Washington, D.C. 20001
Teléfono: (202) 879-1133 Sitio web: www.dccourts.gov

District of Columbia

_____ Demandante
 contra _____

Número de Caso: _____

_____ Demandado
 DAG Petroleum Suppliers, LLC

CITATORIO

Al susodicho Demandado:

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James Graham Lake
 Nombre del abogado del Demandante

SECRETARIO DEL TRIBUNAL

400 6th Street NW, 10th Floor
 Dirección
 Washington, D.C. 20001

Por: _____
 Subsecretario

(202) 805-7635
 Teléfono

Fecha _____

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 반변을 원하시면 (202) 879-4828 로 전화하십시오 የአማርኛ ትርጉም ለማግኘት (202) 879-4828 ይደውሉ

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Vea al dorso el original en inglés
 See reverse side for English original

Superior Court of the District of Columbia

CIVIL DIVISION- CIVIL ACTIONS BRANCH INFORMATION SHEET

District of Columbia _____

Case Number: _____

vs

Date: November 12, 2020

Capitol Petroleum Group, LLC, et al.

One of the defendants is being sued
in their official capacity.

Name: <i>(Please Print)</i> James Graham Lake	Relationship to Lawsuit <input checked="" type="checkbox"/> Attorney for Plaintiff
Firm Name: Office of the Attorney General for the District of Columbia	<input type="checkbox"/> Self (Pro Se)
Telephone No.: (202) 805-7635 Six digit Unified Bar No.: 1028853	<input type="checkbox"/> Other: _____

TYPE OF CASE: Non-Jury 6 Person Jury 12 Person Jury
 Demand: \$ Restitution and civil penalties Other: _____

PENDING CASE(S) RELATED TO THE ACTION BEING FILED

Case No.: _____ Judge: _____ Calendar #: _____

Case No.: _____ Judge: _____ Calendar#: _____

NATURE OF SUIT: <i>(Check One Box Only)</i>		
A. CONTRACTS	COLLECTION CASES	
<input type="checkbox"/> 01 Breach of Contract <input type="checkbox"/> 02 Breach of Warranty <input type="checkbox"/> 06 Negotiable Instrument <input type="checkbox"/> 07 Personal Property <input type="checkbox"/> 13 Employment Discrimination <input type="checkbox"/> 15 Special Education Fees	<input type="checkbox"/> 14 Under \$25,000 Pltf. Grants Consent <input type="checkbox"/> 27 Insurance/Subrogation <input type="checkbox"/> 07 Insurance/Subrogation <input type="checkbox"/> 28 Motion to Confirm Arbitration Award (Collection Cases Only)	<input type="checkbox"/> 16 Under \$25,000 Consent Denied <input type="checkbox"/> 18 OVER \$25,000 Consent Denied <input type="checkbox"/> 26 Insurance/Subrogation <input type="checkbox"/> Over \$25,000 Consent Denied <input type="checkbox"/> 34 Insurance/Subrogation <input type="checkbox"/> Under \$25,000 Consent Denied
B. PROPERTY TORTS		
<input type="checkbox"/> 01 Automobile <input type="checkbox"/> 03 Destruction of Private Property <input type="checkbox"/> 05 Trespass <input type="checkbox"/> 02 Conversion <input type="checkbox"/> 04 Property Damage <input type="checkbox"/> 07 Shoplifting, D.C. Code § 27-102 (a)		
C. PERSONAL TORTS		
<input type="checkbox"/> 01 Abuse of Process <input type="checkbox"/> 10 Invasion of Privacy <input type="checkbox"/> 17 Personal Injury- (Not Automobile, Not Malpractice) <input type="checkbox"/> 02 Alienation of Affection <input type="checkbox"/> 11 Libel and Slander <input type="checkbox"/> 18 Wrongful Death (Not Malpractice) <input type="checkbox"/> 03 Assault and Battery <input type="checkbox"/> 12 Malicious Interference <input type="checkbox"/> 19 Wrongful Eviction <input type="checkbox"/> 04 Automobile- Personal Injury <input type="checkbox"/> 13 Malicious Prosecution <input type="checkbox"/> 20 Friendly Suit <input checked="" type="checkbox"/> 05 Deceit (Misrepresentation) <input type="checkbox"/> 14 Malpractice Legal <input type="checkbox"/> 21 Asbestos <input type="checkbox"/> 06 False Accusation <input type="checkbox"/> 15 Malpractice Medical (Including Wrongful Death) <input type="checkbox"/> 22 Toxic/Mass Torts <input type="checkbox"/> 07 False Arrest <input type="checkbox"/> 16 Negligence- (Not Automobile, Not Malpractice) <input type="checkbox"/> 23 Tobacco <input type="checkbox"/> 08 Fraud <input type="checkbox"/> 24 Lead Paint		

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Information Sheet, Continued

C. OTHERS

- | | |
|---|---|
| <input type="checkbox"/> 01 Accounting | <input type="checkbox"/> 17 Merit Personnel Act (OEA) |
| <input type="checkbox"/> 02 Att. Before Judgment | (D.C. Code Title 1, Chapter 6) |
| <input type="checkbox"/> 05 Ejectment | <input type="checkbox"/> 18 Product Liability |
| <input type="checkbox"/> 09 Special Writ/Warrants
(DC Code § 11-941) | <input type="checkbox"/> 24 Application to Confirm, Modify,
Vacate Arbitration Award (DC Code § 16-4401) |
| <input type="checkbox"/> 10 Traffic Adjudication | <input type="checkbox"/> 29 Merit Personnel Act (OHR) |
| <input type="checkbox"/> 11 Writ of Replevin | <input type="checkbox"/> 31 Housing Code Regulations |
| <input type="checkbox"/> 12 Enforce Mechanics Lien | <input type="checkbox"/> 32 Qui Tam |
| <input type="checkbox"/> 16 Declaratory Judgment | <input type="checkbox"/> 33 Whistleblower |

II.

- | | | |
|--|---|--|
| <input type="checkbox"/> 03 Change of Name | <input type="checkbox"/> 15 Libel of Information | <input type="checkbox"/> 21 Petition for Subpoena
[Rule 28-I (b)] |
| <input type="checkbox"/> 06 Foreign Judgment/Domestic | <input type="checkbox"/> 19 Enter Administrative Order as
Judgment [D.C. Code § | <input type="checkbox"/> 22 Release Mechanics Lien |
| <input type="checkbox"/> 08 Foreign Judgment/International | 2-1802.03 (h) or 32-151 9 (a)] | <input type="checkbox"/> 23 Rule 27(a)(1)
(Perpetuate Testimony) |
| <input type="checkbox"/> 13 Correction of Birth Certificate | <input type="checkbox"/> 20 Master Meter (D.C. Code § | <input type="checkbox"/> 24 Petition for Structured Settlement |
| <input type="checkbox"/> 14 Correction of Marriage
Certificate | 42-3301, et seq.) | <input type="checkbox"/> 25 Petition for Liquidation |
| <input type="checkbox"/> 26 Petition for Civil Asset Forfeiture (Vehicle) | | |
| <input type="checkbox"/> 27 Petition for Civil Asset Forfeiture (Currency) | | |
| <input type="checkbox"/> 28 Petition for Civil Asset Forfeiture (Other) | | |

D. REAL PROPERTY

- | | |
|--|--|
| <input type="checkbox"/> 09 Real Property-Real Estate | <input type="checkbox"/> 08 Quiet Title |
| <input type="checkbox"/> 12 Specific Performance | <input type="checkbox"/> 25 Liens: Tax / Water Consent Granted |
| <input type="checkbox"/> 04 Condemnation (Eminent Domain) | <input type="checkbox"/> 30 Liens: Tax / Water Consent Denied |
| <input type="checkbox"/> 10 Mortgage Foreclosure/Judicial Sale | <input type="checkbox"/> 31 Tax Lien Bid Off Certificate Consent Granted |
| <input type="checkbox"/> 11 Petition for Civil Asset Forfeiture (RP) | |

/s/ James Graham Lake

Attorney's Signature

November 12, 2020

Date