

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

In Re The Matter Of The Hearing Of:

I & E, INC  
BOBBY MCGEE'S  
10311 NE HIGHWAY 99  
VANCOUVER, WA 98686-5660

LICENSEE

LICENSE NO. 363698

LCB NO. 22,214

FINAL ORDER OF THE BOARD

The above entitled matter coming on regularly before the Board, and it appearing:

1. That the Washington State Liquor Control Board issued a Complaint on August 25, 2005 alleging that "on or about March 30, 2005 the above named Licensee, or employec(s) thereof allowed lewd conduct on a liquor licensed premises in violation of WAC 314-11-050; and

2. That the Licensee filed a timely request for a hearing; and

3. That a Motion to Dismiss was made by Counsel for the Board on March 27, 2006.

The basis of the motion being that the Licensee had sold the business and no longer held a liquor license. There being no objection from the licensee, the Motion was granted; and

4. That on April 11, 2006, Administrative Law Judge Christy Gerhart Cufley entered her Order of Dismissal; and

5. That the entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises;

NOW THEREFORE,

IT IS HEREBY ORDERED that the Administrative Law Judge's Order of Dismissal is adopted as the Final Order of the Board, and that the proceeding in this matter shall be dismissed.

DATED at Olympia, Washington this 29<sup>th</sup> day of October, 2007.

WASHINGTON STATE LIQUOR CONTROL BOARD

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*Kathleen Fawcett*  
\_\_\_\_\_  
*[Signature]*  
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Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. No matter will be reconsidered unless it clearly appears from the petition for reconsideration that (a) there is material clerical error in the order or (b) there is specific material error of fact or law. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or delivering it directly to the Washington State Liquor Control Board, Attn: Kevin McCarroll, 3000 Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's office.

RCW 34.05.010(6). A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5). The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).