

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

In The Matter Of :

AVANTI LLC  
ROCKER BAR AND GRILL  
22833 BOTHELL EVERETT HWY SE  
#103  
BOTHELL, WA 98021

LICENSEE

LICENSE NO. 076013

OAH NO. 2005-LCB-0060  
LCB NO. 22,322

FINAL ORDER OF THE BOARD  
ACKNOWLEDGING LICENSEE'S  
WITHDRAWL OF REQUEST FOR  
HEARING AND AFFIRMING  
BOARD'S COMPLAINT  
NO.22,322

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

1. That on June 28, 2005, the Board's Enforcement and Education Division issued AVN No. 3H5104A alleging the Licensee engaged in conduct which is a violation of WAC 314-11-015. Specifically, Complaint No. 22,322 alleged that on or about March 19, 2005, the licensee allowed disorderly conduct on the licensed premises.

2. That the Licensee timely requested an administrative hearing to contest the violation.

3. That on March 1, 2006, the Licensee withdrew the request for administrative hearing.

4. Having fully reviewed and considered the record of this proceeding the Board hereby AFFIRMS the Board's Complaint No. 22,322 and further affirms the penalty assessed in Complaint No 22,322.

IT IS HEREBY ORDERED that Complaint No 22,322 and the corresponding penalty of a five day liquor license suspension or five hundred dollar monetary penalty (\$500) are AFFIRMED and, THEREFORE, License Number 076013, are hereby suspended for a term of five days (5) days effective from 10:00 a.m. on May 10, 2007, until 10:00 a.m. on May 15, 2007; PROVIDED, HOWEVER, that said suspension shall be vacated upon payment of a monetary penalty in the

amount of five hundred dollars (\$500), due on or before May 8, 2007. Failure to comply with the terms of this order will result in further disciplinary action.

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: Administration, 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 copy shall also be sent to Martha P. Lantz, Assistant Attorney General, 1125 Washington St. SE, P.O. Box 40110, Olympia, WA 98504-0110. 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.

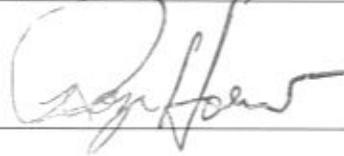
Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).

DATED at Olympia, Washington this 20<sup>th</sup> day of April, 2007

WASHINGTON STATE LIQUOR CONTROL BOARD



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