BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

In Re The Matter Of The Hearing Of: SELLING COMMON SENSE, INC. DODGE CITY SALOON 7201 NE 18TH STREET VANCOUVER, WA 98661 LICENSEE LICENSE NO. 365465	NO. 2 2 3 7 4 FINAL ORDER OF THE BOARD 5-DAY SUSPENSION OR MONETARY PENALTY IN THE AMOUNT OF $500

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

1. That a formal hearing was held on November 14, 2006, on the following charge:

   That on or about December 2, 2005, the licensee allowed or permitted an apparently intoxicated person to consume liquor and/or possess liquor on the premises, contrary to RCW 66.44.200 and WAC 314-11-035.

2. That on January 17, 2007, Administrative Law Judge James D. Stanford entered the Findings of Fact, Conclusions of Law and Initial Order, and

3. 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 Findings of Fact, Conclusions of Law and Initial Order heretofore made and entered in this matter be, and the same hereby are, AFFIRMED and adopted as the Findings of Fact, Conclusions of Law and Final Order of the Board, and that the liquor license privileges granted to Dodge City Saloon, 7201 NE 18th Street, Vancouver, WA, License Number 365465, be and the same are hereby suspended for a term of five days (5) days effective from 10:00 a.m. on April 20, 2007, until 10:00 a.m. on April 25, 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 April 17, 2007. Failure to comply with the terms of this order will result in further disciplinary action.

DATED at Olympia, Washington this 26th day of March, 2007.

WASHINGTON STATE LIQUOR CONTROL BOARD

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: Frances Munez Carter, 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).