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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22,774

ARS WEST LLC
SHELL 110
630 ELLIOT AVENUE WEST
SEATTLE, WA 981195915

FINAL ORDER

~~PROPOSED~~

LICENSEE

LICENSE NO. 368035-2J

THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division having been represented by its attorneys ROBERT M. MCKENNA, Attorney General and THEODORE M. MILLER, Assistant Attorney General and the Licensee, ARS West, LLC, d/b/a Shell 110 ("Licensee"), through Jeanne Bogue, Human Resource Coordinator for ARS West, LLC of Seattle, WA, and the parties having voluntarily entered into a stipulated settlement agreement for Liquor Control Board case number 22,774, arising from Administrative Violation Notice 2J7198A, and the Board having considered the stipulated settlement agreement and the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED that the allegations set forth in Administrative Violation Notice 2J17198A are sustained and the Licensees shall pay a monetary penalty of \$300.00 to: Washington State Liquor Control Board, PO Box 43095, Olympia, WA 98504-3095.

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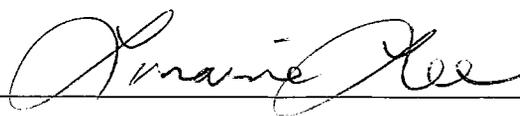
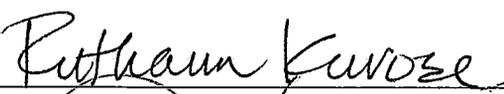
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1 In the event that the Licensees do not make a full and timely payment of the monetary
2 penalty, then the Licensees shall serve a five (5) day suspension of their liquor license, the
3 dates and time of which shall be set by the Washington State Liquor Control Board.

4 DATED this 6th day of March, 2008.

5 WASHINGTON STATE LIQUOR CONTROL BOARD

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2 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

3
4 IN THE MATTER OF:

LCB NO. 22,774

5 ARS WEST LLC
6 SHELL 110
630 ELLIOT AVENUE WEST
SEATTLE, WA 981195915

STIPULATED SETTLEMENT
AGREEMENT

7 LICENSEE

8 LICENSE NO. 368035-2J

9 The Washington State Liquor Control Board Education and Enforcement Division
10 (“Enforcement”) represented by its attorneys ROBERT M. MCKENNA, Attorney General and
11 THEODORE M. MILLER, Assistant Attorney General and the Licensee, ARS West, LLC,
12 d/b/a Shell 110 (“Licensee”), through Jeanne Bogue, Human Resource Coordinator for ARS
13 West, LLC, hereby enter into this stipulated settlement agreement for Liquor Control Board
14 Case Number 22,774.

15 **I. INTRODUCTION**

16 The Washington State Liquor Control Board charged the above-named Licensee in its
17 Complaint dated August 29, 2007, with the following violation of the Washington State Liquor
18 Act:

19 On or about July 17, 2007, the above named Licensee, or an employee(s) thereof,
20 sold liquor to a person apparently under the influence of liquor, contrary to RCW
66.44.200(1).

21 Enforcement and the Licensee wish to enter into a settlement agreement concerning the
22 above-referenced complaint.

23 **II. AGREEMENT OF THE PARTIES**

24 Enforcement and the Licensee agree to the following:

25 1. Enforcement and the Licensee enter into this agreement to avoid the time and
26 expense of further litigation. The Licensee explicitly waives the right of further administrative

1 review of all matters related to this violation. The Licensee hereby voluntarily withdraws its
2 request for a hearing on the matter.

3 2. The Licensee admits to the violations in the above-referenced complaint, that is,
4 on or about July 17, 2007, the above named Licensee, or an employee(s) thereof, sold liquor to
5 a person apparently under the influence of liquor, contrary to RCW 66.44.200(1).

6 3. The parties agree that as a first violation for supplying liquor to a person
7 apparently under the influence of alcohol, the standard penalty is a five (5) day suspension of
8 the Licensee's liquor license or a five hundred dollar (\$500) monetary penalty.

9 4. For this first violation of sale of alcohol to a person apparently under the
10 influence of alcohol, the Licensee agrees to a penalty of three hundred dollars (\$300). The
11 Licensee shall pay the monetary penalty of three hundred dollars (\$300) no later than thirty
12 (30) days after the date of the Final Order of the Board. Payment shall be sent to:

13 Washington State Liquor Control Board
14 P.O. Box 43095
15 Olympia, WA 98504-3095

16 5. In the event that the Licensee does not make a full and timely payment of the
17 monetary penalty as required in Section II, Paragraph 4, then the standard penalty of a five (5)
18 day suspension of the Licensee's liquor license shall be imposed.

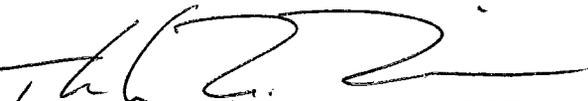
19 6. The parties recognize that this settlement agreement is subject to approval by
20 the Washington State Liquor Control Board.

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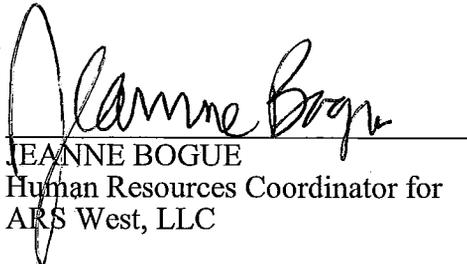
1 7. This agreement constitutes the final written expression of all the terms of this
2 agreement and is a complete and exclusive statement of these terms.

3 STIPULATED AND AGREED this 9th day of February, 2008.

4 ROBERT M. MCKENNA
5 Attorney General

6 

7 THEODORE M. MILLER, WSBA #39069
8 Assistant Attorney General
9 Attorneys for
10 Washington State Liquor Control Board
11 Education and Enforcement Division



JEANNE BOGUE
Human Resources Coordinator for
ARS West, LLC