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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22,788

PETE'S INC.
PETE'S NIGHTCLUB
28 NORTH 2ND STREET
YAKIMA, WA 98901

FINAL ORDER OF THE BOARD
APPROVING STIPULATED
SETTLEMENT AGREEMENT
~~[PROPOSED]~~

LICENSEE

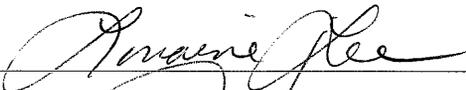
LICENSE NO. 071021

The above-titled matter having come before the Board upon a Stipulated Settlement Agreement between the Enforcement Division of the Washington State Liquor Control Board and the Licensee, and the Board having reviewed the Stipulated Settlement Agreement:

IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Case Number 22,788 is approved and the above-named licensee shall serve a three day suspension of its liquor license on the dates of May 16, 2008; May 17, 2008; and May 18, 2008.

DATED this 10th day of April, 2008.

WASHINGTON STATE LIQUOR CONTROL BOARD







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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22, 788

PETE'S INC.
PETE'S NIGHTCLUB
28 NORTH 2ND STREET
YAKIMA, WA 98901

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 071021

The Washington State Liquor Control Board Education and Enforcement Division ("Enforcement") represented by its attorneys ROBERT M. MCKENNA, Attorney General and GORDON KARG, Assistant Attorney General and the Licensee, PETE'S INC. d.b.a. PETE'S NIGHTCLUB ("Licensee") hereby enter into this stipulated settlement agreement for Liquor Control Board Case Number 22,788.

I. INTRODUCTION

The Washington State Liquor Control Board charged the above-named Licensee in its Complaint dated January 9, 2008, with the following violation of the Washington State Liquor Control Board Rules:

1. That on or about September 13, 2007 the above-named Licensee or employee(s) thereof, allowed or permitted an apparently intoxicated person(s) to consume and/or possess alcohol on the licensed premises, contrary to WAC 314-16-150.

Prior to a formal hearing on the matter, Enforcement and the Licensee wish to enter into a settlement agreement concerning the above-referenced complaint.

1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Licensee agree to the following:

3 1. Enforcement and the Licensee enter into this agreement to avoid the time and
4 expense of further litigation. The Licensee explicitly waives the right of further administrative
5 review of all matters related to the above-referenced complaint. The Licensee hereby
6 voluntarily withdraws its request for hearing on the above-referenced complaint.

7 2. The Licensee admits to the violation set forth in the above-referenced
8 complaint. That on or about September 13, 2007 the above-named Licensee or employee(s)
9 thereof, allowed or permitted an apparently intoxicated person(s) to consume and/or possess
10 alcohol on the licensed premises in violation of WAC 314-16-150.

11 3. The parties agree that the original penalty for this second violation of permitting
12 an apparently intoxicated person to consume and/or possess alcohol on the licensed premises is
13 a five (5) day suspension or a monetary penalty of \$2500.

14 4. The Licensee agrees to serve a three (3) day suspension of their liquor license
15 on the following consecutive dates: May 16, 2008; May 17, 2008; May 18, 2008.

16 5. The parties recognize that this settlement agreement is subject to approval by
17 the Washington State Liquor Control Board.

18 STIPULATED AND AGREED this 28 day of MARCH 2008.

19
20 ROBERT M. MCKENNA
21 Attorney General
22
23 
24 GORDON KARG, WSBA #37178
25 Assistant Attorney General
26 Attorneys for Washington State
Liquor Control Board
Education and Enforcement Division


PÉTE BLUE, officer/representative of
PETE'S INC. d.b.a
PETE'S NIGHTCLUB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 22,788

5 PETE'S, INC.
6 PETE'S NIGHTCLUB
7 28 NORTH 2ND STREET
8 YAKIMA, WA 98901-2612

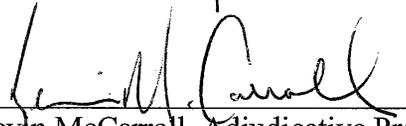
DECLARATION OF SERVICE BY
MAIL

LICENSEE

LICENSE NO. 074398

9
10 I declare under penalty of perjury under the laws of the state of Washington that on
11 April 10, 2008, I served a true and correct copy of the FINAL ORDER OF THE BOARD
12 APPROVING STIPULATED SETTLEMENT AGREEMENT in the above-referenced matter,
13 by placing a copy of said documents in the U.S. mail, postage prepaid, to all parties or their
14 counsel of record.

15 DATED this 10th day of April, 2008, at Olympia, Washington.

16 
17 Kevin McCarroll, Adjudicative Proceedings Coordinator

18
19 PETE'S, INC.
20 PETE'S NIGHTCLUB
21 28 NORTH 2ND STREET
22 YAKIMA, WA 98901-2612

GORDON P. KARG, ASSISTANT
ATTORNEY GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
1125 WASHINGTON STREET SE
PO BOX 40100
OLYMPIA, WA 98504-0100

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DECLARATION OF SERVICE BY
MAIL

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Washington State Liquor Control Board
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PO Box 43076
Olympia, WA 98504-3076
(360) 664-1602