



**Washington State
Liquor Control Board**

April 30, 2008

Susan M. Johnson, Attorney at Law
Graham and Dunn PC
Aramark Sports and Entertainment Services, LLC
Pier 70
2801 Alaskan Way, Ste 300
Seattle, WA 98121-1128

Robert L. Otsea, Jr.
Muckelshoot Indian Tribe
39015 172nd Ave SE
Auburn, WA 98092-9763

Jenny Kleinberg, Attorney at Law
Bill Graham Enterprises, Inc.
9348 Civic Center Dr.
Beverly Hills, WA 90210-3624

Jennifer Elias, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

RE: FINAL ORDER OF THE BOARD APPROVING STIPULATED SETTLEMENT AGREEMENT

Licensee: Aramark Sports and Entertainment Services, LLC; Bill Graham Enterprises, Inc.;

Muckelshoot Indian Tribe

Trade name: White River Amphitheater

Location: 40601 Auburn Enumclaw Rd SE, Auburn, WA 98092

License No. 085158

LCB Hearing Nos. 22795, 22796 & 22797; AVN's: 2P7193A, 2P7206A, & 2J269A

Dear Parties:

Enclosed please find a Declaration of Service by Mail and a copy of the Final Order in the above referenced matter, as well as a copy of the Stipulated Settlement Agreement.

If you have any questions, please contact me at (360) 664-1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Tukwila Enforcement and Education Division

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NOS. 22795, 22796, & 22797

5 ARAMARK SPORTS AND
6 ENTERTAINMENT SERVICES, LLC;
7 BILL GRAHAM ENTERPRISES, INC.;
8 MUCKELSHOOT INDIAN
9 TRIBE/AGREEMENT WITH LIQUOR
CONTROL BOARD
D/B/A WHITE RIVER AMPHITHEATER
40601 AUBURN ENUMCLAW RD SE
AUBURN, WA 98092

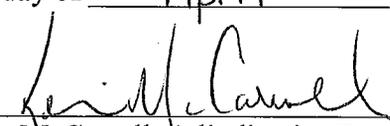
DECLARATION OF SERVICE BY
MAIL

10 LICENSEE

11 LICENSE NO. 085158

12 I declare under penalty of perjury under the laws of the state of Washington that on
13 April 30, 2008, I served a true and correct copy of the FINAL ORDER OF THE BOARD
14 APPROVING STIPULATED SETTLEMENT AGREEMENT in the above-referenced matter,
15 by placing a copy of said documents in the U.S. mail, postage prepaid, to all parties or their
16 counsel of record.

17 DATED this 30th day of April, 2008, at Olympia, Washington.

18
19 
20 Kevin McCarroll, Adjudicative Proceedings Coordinator

21 SUSAN M. JOHNSON, ATTORNEY AT
22 LAW
23 GRAHAM AND DUNN PC
24 ARAMARK SPORTS AND
25 ENTERTAINMENT SERVICES, LLC
26 PIER 70
2801 ALASKAN WAY, STE 300
SEATTLE, WA 98121-1128

JENNIFER ELIAS, ASSISTANT
ATTORNEY GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
1125 WASHINGTON STREET SE
PO BOX 40100
OLYMPIA, WA 98504-0100

DECLARATION OF SERVICE BY
MAIL

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Washington State Liquor Control Board
3000 Pacific Avenue SE
PO Box 43076
Olympia, WA 98504-3076
(360) 664-1602

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ROBERT L. OTSEA, JR.
MUCKELSHOOT INDIAN TRIBE
39015 172ND AVE SE
AUBURN, WA 98092-9763

JENNY KLEINBERG, ATTORNEY AT
LAW
BILL GRAHAM ENTERPRISES, INC.
9348 CIVIC CENTER DR.
BEVERLY HILLS, WA 90210-3624

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

ARAMARK SPORTS AND
ENTERTAINMENT SERVICES, INC.
BILL GRAHAM ENTERPRISES, INC.,
MUCKLESHOOT INDIAN
TRIBE/AGREEMENT WITH LIQUOR
CONTROL BOARD
D/B/A WHITE RIVER AMPHITHEATER
40601 AUBURN ENUMCLAW RD SE
AUBURN, WA

LCB NOS. 22,795
22,796
22,797

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

LICENSEES

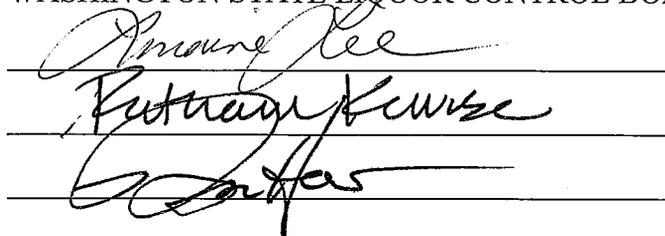
LICENSE NO. 085158

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, the Licensee and the True Parties in Interest, and the Board having reviewed the Stipulated Settlement Agreement:

IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Liquor Control Board Case Numbers 22,795, 22,796, and 22,797 is approved.

DATED this 30th day of April, 2008.

WASHINGTON STATE LIQUOR CONTROL BOARD



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

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8 IN THE MATTER OF:

9 ARAMARK SPORTS AND
10 ENTERTAINMENT SERVICES, LLC,
11 BILL GRAHAM ENTERPRISES, INC.,
12 MUCKLESHOOT INDIAN
13 TRIBE/AGREEMENT WITH LIQUOR
14 CONTROL BOARD
15 D/B/A WHITE RIVER
16 AMPHITHEATER
17 40601 AUBURN ENUMCLAW RD SE
18 AUBURN, WA

19 LICENSEES

20 LICENSE NO. 085158

LCB NOS. 22,795
22,796
22,797

STIPULATION AND SETTLEMENT
AGREEMENT

21 The Washington State Liquor Control Board Education and Enforcement Division
22 (“Enforcement”) represented by its attorneys, ROBERT M. MCKENNA, Attorney General,
23 and JENNIFER ELIAS, Assistant Attorney General, and Aramark Sports and Entertainment
24 Services, LLC (“Licensee”), doing business as White River Amphitheater represented by its
25 attorney, SUSAN M. JOHNSON, and Bill Graham Enterprises, Inc. and the Muckleshoot
26 Indian Tribe, together identified as the “Parties In Interest” hereby enter into this stipulation
and settlement agreement for case numbers 22,795, 22,796, 22,797.¹

¹ Bill Graham Enterprises Incorporated and the Muckleshoot Indian Tribe hold an interest in liquor license number 085158. This settlement was reached between Aramark and Enforcement with the consent of Bill Graham Enterprises and the Muckleshoot Indian Tribe.

1 **I. INTRODUCTION**

2 1. Enforcement issued Administrative Violation Notice (“AVN”) No. 2P7193A on
3 July 25, 2007, to the above-named Licensee with the following violation of the Washington
4 State Liquor Act:

5 On July 12, 2007, the above named Licensee, or an employee(s) thereof, sold
6 alcohol to an apparently intoxicated person in violation of RCW 66.44.200.

7 2. Enforcement issued AVN No. 2P7206A on August 2, 2007, to the above-named
8 Licensee with the following violation of the Washington State Liquor Act:

9 On July 25, 2007, the above named Licensee, or an employee(s) thereof, sold
10 alcohol to an apparently intoxicated person in violation of RCW 66.44.200.

11 3. Enforcement issued AVN No. 2J7269A on October 3, 2007, to the above-
12 named Licensee with the following violations of the Washington State Liquor Act:

13 On or about September 26, 2007, the above-named Licensee, or employee(s)
14 thereof, sold alcohol to apparently intoxicated persons and allowed apparently
15 intoxicated persons to consume and possess liquor on the licensed premises in
16 violation of RCW 66.44.200 and WAC 314-16-150.

17 4. Enforcement, the Licensee and the Parties In Interest wish to enter into a
18 settlement agreement concerning the above-referenced AVNs.

19 **II. AGREEMENT OF THE PARTIES**

20 Enforcement, the Licensee and the Parties In Interest agree to the following:

21 1. Enforcement, the Licensee and the Parties In Interest enter into this agreement
22 to avoid the time and expense of further litigation. The Licensee and Parties In Interest
23 explicitly waive the right of further administrative review of all matters related to these
24 violations. The Licensee and Parties In Interest hereby voluntarily withdraw their request for a
25 hearing on the above matters. Enforcement hereby agrees that no new administrative
26

1 violations will be issued related to events occurring at the White River Amphitheater on July
2 12, 2007, July 25, 2007, and September 26, 2007.

3 2. AVN 2P7193A issued on July 25, 2007, will be converted to a written warning
4 for allowing an apparently intoxicated person to possess or consume alcohol in violation of
5 WAC 314-16-150 on July 12, 2007.

6 3. AVN 2P7206A issued on August 2, 2007, will be converted to a written
7 warning for allowing an apparently intoxicated person to possess or consume alcohol in
8 violation of WAC 314-16-150 on July 25, 2007.

9 4. The Licensee admits to the violation in the referenced AVN No. 2J7269A. On
10 or about September 26, 2007, the above-named Licensee, or employee(s) thereof, sold alcohol
11 to apparently intoxicated persons and allowed apparently intoxicated persons to consume and
12 possess liquor on the licensed premises in violation of RCW 66.44.200 and WAC 314-16-150.

13 5. Aramark Sports and Entertainment Services, LLC, as primary holder of the
14 license, agrees to pay a monetary penalty of two thousand five hundred dollars (\$2,500.00).
15 This amount shall be paid within thirty (30) days of the date of the final order of the
16 Washington State Liquor Control Board. Payment shall be made to the Washington State
17 Liquor Control Board no later than 4:00 p.m. on the applicable date. In the event that the
18 Licensee does not make a timely payment, then and in that event, the Licensee shall serve a
19 five (5) event suspension of their liquor license, the dates and time of which shall be set by the
20 Washington State Liquor Control Board.

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3 4. The parties recognize that this settlement agreement is subject to approval by
4 the Washington State Liquor Control Board.

5 STIPULATED AND AGREED this 2nd day of April 2008.

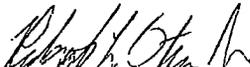
6 ROBERT M. MCKENNA
7 Attorney General

8 

9 JENNIFER ELIAS, WSBA #36334
10 Assistant Attorney General
11 Attorneys for Washington State Liquor
12 Control Board Education and Enforcement
13 Division



SUSAN H. JOHNSON WSBA#25145
Attorney for Aramark Sports and
Entertainment Services, LLC

13 

14 Name ROBERT L. GREEN, JR.
15 Representative for the
16 Muckleshoot Indian Tribe

Name
Representative for Bill
Graham Enterprises, Inc.

1 //

2 //

3 4. The parties recognize that this settlement agreement is subject to approval by
4 the Washington State Liquor Control Board.

5 STIPULATED AND AGREED this ____ day of _____, 2008.

6 ROBERT M. MCKENNA
7 Attorney General

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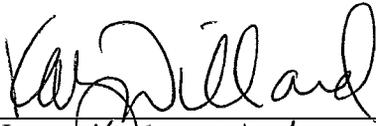
9 _____
10 JENNIFER ELIAS, WSBA #36334
11 Assistant Attorney General
12 Attorneys for Washington State Liquor
13 Control Board Education and Enforcement
14 Division

SUSAN H. JOHNSON WSBA#25145
Attorney for Aramark Sports and
Entertainment Services, LLC

12

13

Name
14 Representative for the
15 Muckleshoot Indian Tribe



Name (Katny Willard)
16 Representative for Bill
17 Graham Enterprises, Inc.

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