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8 **STATE OF WASHINGTON LIQUOR CONTROL BOARD**

9 IN THE MATTER OF:

10 CAFÉ KOKOMO d/b/a
SMOKEY'S CASCADIA LOUNGE

11 210 State Ave
Marysville, WA 98270

12 LICENSEE

13 LICENSE NO. 353962
14 AVN NOS. 3H7344A, 3S8015A

LCB NO. 22,810
22,824

FINAL ORDER OF THE BOARD

~~PROPOSED~~

15 THIS MATTER having come before the Washington State Liquor Control Board
16 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
17 (Enforcement), having been represented by its attorneys, ROBERT M. MCKENNA, Attorney
18 General and BRIAN J. CONSIDINE, Assistant Attorney General and CAFÉ KOKOMO d/b/a
19 SMOKEY'S CASCADIA LOUNGE of Marysville, Washington, by and through SHU-CHEN
20 LIU (Licensee), and the parties having voluntarily entered into a stipulated settlement
21 agreement for LCB No. 22,810, arising from Administrative Violation Notice (AVN) No.
22 3H7344A, and 22,824, arising from AVN No. 3S8015A, the Board having considered the
23 stipulated settlement agreement and Enforcement's Memorandum recommending acceptance
24 of the stipulated settlement agreement, and the Board having had the opportunity to review the
25 file materials maintained in this case, now therefore:

26
FINAL ORDER OF THE BOARD

~~PROPOSED~~

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ATTORNEY GENERAL OF WASHINGTON
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

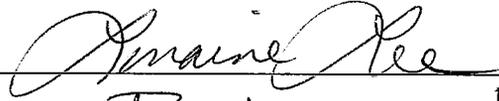
1 IT IS HEREBY ORDERED:

2 1. The allegation set forth in AVN No. 3H7344A is sustained and within 30 days
3 of the date of this Order, the Licensee shall pay a monetary penalty of three hundred dollars
4 (\$300.00) to: Washington State Liquor Control Board, 909 SE Everett Mall Way, Suite D-480,
5 Everett, WA 98208-5114. In the event the Licensee fails to make full and timely payment of
6 the monetary penalty, the Licensee shall serve a five (5) day suspension of its liquor license,
7 the dates and time of which shall be set by the Washington State Liquor Control Board.

8 2. The allegation set forth in AVN No. 3S8015A is sustained and the Licensee
9 shall serve a five (5) day suspension of its liquor license, effective November 26, 2008 at 10:00
10 a.m., through December 1, 2008 at 10:00 a.m.

11 DATED this 30th day of October, 2008.

12 WASHINGTON STATE LIQUOR CONTROL BOARD

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24 CAFE KOKOMO d/b/a
25 SMOKEY'S CASCADIA LOUNGE
26 LICENSE NO. 353962
LCB NO. 22,810
22,824

RECEIVED

OCT 28 2008

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22,810
22,824

CAFÉ KOKOMO d/b/a
SMOKEY'S CASCADIA LOUNGE

210 State Ave
Marysville, WA 98270

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 353962
AVN NOS. 3H7344A, 3S8015A

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General and BRIAN J. CONSIDINE, Assistant Attorney General and CAFÉ KOKOMO d/b/a SMOKEY'S CASCADIA LOUNGE of Marysville, Washington, by and through SHU-CHEN LIU (Licensee), hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) case numbers 22,810 and 22,824, arising from Administrative Violation Notices (AVNs) 3H7344A and 3S8015A.

I. INTRODUCTION

1. In LCB No. 22,810, the Washington State Liquor Control Board Education and Enforcement Division issued to the Licensee AVN No. 3H7344A alleging that on or about December 3, 2007, the above-named Licensee, or an employee(s) thereof, sold liquor to one of two persons apparently under the influence of liquor, contrary to RCW 66.44.200(1) and WAC 314-16-150.

STIPULATED SETTLEMENT
AGREEMENT

1

ATTORNEY GENERAL OF WASHINGTON
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

1 5. The Licensee agrees to the following penalties:

2 a. In LCB No. 22,810, the Licensee agrees to pay monetary penalty of
3 three hundred dollars (\$300.00) within 30 days of the date of the Final Order of the Board.

4 Payment shall be sent to:

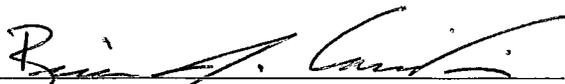
5 Washington State Liquor Control Board
6 Everett Enforcement and Education Division
7 909 SE Everett Mall Way
8 Suite D-480
9 Everett, WA 98208-5114

10 b. In LCB No. 22,824, the Licensee agrees to serve a five (5) day
11 suspension of its liquor license, effective November 26, 2008, at 10:00 a.m., through
12 December 1, 2008, at 10:00 a.m.

13 6. In the event that the Licensee fails to make full and timely payment of the
14 monetary penalty as required in Section II, Paragraph 5(a), the Licensee shall serve a five (5)
15 day suspension of its liquor license, the dates and time of which shall be set by the Washington
16 State Liquor Control Board.

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

19 ROBERT M. MCKENNA
20 Attorney General

21 
22 BRIAN J. CONSIDINE, WSBA #39517
23 Assistant Attorney General
24 Attorneys for LCB Enforcement

21 10/24/08
22 _____
23 DATE

24 LM SHU-CHEN.
25 SHU-CHEN LIU
26 Café Kokomo d/b/a Smokey's Cascadia Lounge
Licensee

24 10/15/08.
25 _____
26 DATE