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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22,816

THE BROWN BROTHERS, INC.
MAX'S BAR AND GRILL
1915 SOUTH FIRST STREET
YAKIMA, WA 98903

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

LICENSEE

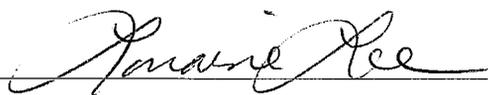
LICENSE NO. 353519

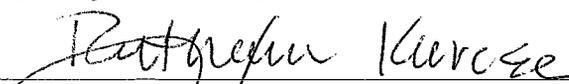
The above-titled matter having come before the Board upon a Stipulated Settlement Agreement between the Enforcement Division of the Washington State Liquor Control Board (Enforcement) and the above-named Licensee, and the Board having reviewed the Stipulated Settlement Agreement:

IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Case Number 22,816 is approved in its entirety and incorporated herein by reference. THEREFORE, Enforcement will convert the Administrative Violation Notice issued against the Licensee to a written warning and the complaint against the licensee shall be dismissed. The Pasco Enforcement Office shall issue the written warning.

DATED this 23rd day of July, 2008.

WASHINGTON STATE LIQUOR CONTROL BOARD







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

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

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

THE BROWN BROTHERS, INC.
MAX'S BAR AND GRILL
1915 SOUTH FIRST STREET
YAKIMA, WA 98903

LICENSEE

LICENSE NO. 353519

LCB NO. 22,816

STIPULATED SETTLEMENT
AGREEMENT

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, THE BROWN BROTHERS, INC., d/b/a MAX'S BAR AND GRILL ("Licensee"), represented by WES LEE GANO, Attorney at Law, hereby enter into this stipulated settlement agreement for case number 22,816.

I. INTRODUCTION

The Washington State Liquor Control Board charged the above-named Licensee in its Complaint dated April 23, 2008, with the following violation of the Washington State Liquor Act:

That on or about November 30, 2007 the above-named Licensee or employee(s) thereof, allowed or permitted an apparently intoxicated person to consume and/or possess alcohol on a licensed premises, contrary to WAC 314-16-150(2).

Enforcement and the Licensee wish to enter in a settlement agreement concerning the

1 above-referenced complaint.

2 **II. AGREEMENT OF THE PARTIES**

3 Enforcement and the Licensee agree to the following:

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

8 2. The parties agree that in lieu of penalty, Enforcement will convert the
9 Administrative Violation Notice issued against the Licensee to a written warning and dismiss
10 the complaint. The Pasco Enforcement Office shall issue the written warning.

11 3. The parties recognize that this settlement agreement is subject to approval by
12 the WASHINGTON STATE LIQUOR CONTROL BOARD.

13 DATED this 15 day of July 2008.

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15 ROBERT M. MCKENNA
16 Attorney General

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19 GORDON KARG, WSBA #37178
20 Assistant Attorney General
21 Attorney for Washington State Liquor
22 Control Board Education and Enforcement
23 Division

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25 
26 WES LEE GANO, WSBA # 19606
Attorney for Brown Brothers, Inc., d/b/a
Max's Bar and Grill

MYRL CHARLES BROWN
Officer of Brown Brothers, Inc., d/b/a
Max's Bar and Grill

1 above-referenced complaint.

2 **II. AGREEMENT OF THE PARTIES**

3 Enforcement and the Licensee agree to the following:

4 1. Enforcement and the Licensee enter into this agreement to avoid the time and
5 expense of further litigation. The Licensee explicitly waives the right of further administrative
6 review of all matters related to this violation. The Licensee hereby voluntarily withdraws its
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8 2. The parties agree that in lieu of penalty, Enforcement will convert the
9 Administrative Violation Notice issued against the Licensee to a written warning and dismiss
10 the complaint. The Pasco Enforcement Office shall issue the written warning.

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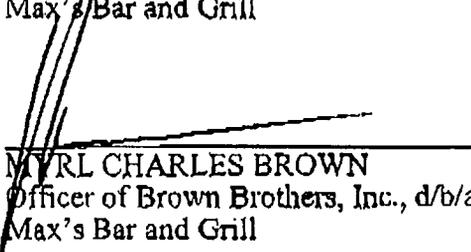
13 DATED this ____ day of ____ 2008.

14
15 ROBERT M. MCKENNA
16 Attorney General

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18 GORDON KARG, WSBA #37178
19 Assistant Attorney General
20 Attorney for Washington State Liquor
21 Control Board Education and Enforcement
22 Division

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27 WES LEE GANO, WSBA # 19606
28 Attorney for Brown Brothers, Inc., d/b/a
29 Max's Bar and Grill

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37 MYRL CHARLES BROWN
38 Officer of Brown Brothers, Inc., d/b/a
39 Max's Bar and Grill