

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

**STATE OF WASHINGTON
LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. 22,846

ARS WEST, LLC d/b/a
SHELL 111

FINAL ORDER OF THE BOARD

2204 SOUTH EL CAMINO REAL,
SUITE 314,
OCEANSIDE, CA 92504

[PROPOSED]

LICENSEE

LICENSE NO. 071815
AVN NOS. 2Z8085B

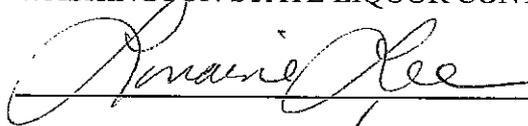
THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) having been represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and BRIAN J. CONSIDINE, Assistant Attorney General, and ARS WEST, LLC d/b/a SHELL 111 (Licensee) having been represented by owner HOWARD BODE, and the parties having voluntarily entered into a stipulated settlement agreement for LCB No. 22,846, arising from Administrative Violation Notice (AVN) No. 2Z8085B, and the Board having considered the stipulated settlement agreement and Enforcement's Memorandum recommending acceptance of the stipulated settlement agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

IT IS HEREBY ORDERED that the allegation set forth in AVN No. 2Z8085B is sustained and Licensee shall serve a thirty (30) day suspension of its liquor license, effective October 1, 2008 at 10:00 a.m., through October 31, 2008 at 10:00 a.m.

DATED this 3rd day of September, 2008.

WASHINGTON STATE LIQUOR CONTROL BOARD





ARS WEST, LLC d/b/a
SHELL 111
LCB NO. 22,846

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 22,846

ARS WEST, LLC d/b/a
SHELL 111

2204 SOUTH EL CAMINO REAL,
SUITE 314,
OCEANSIDE, CA 92504

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 071815
AVN NO. 2Z8085B

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 ARS WEST, LLC d/b/a SHELL 111(Licensee) by and through HOWARD BODE, hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) case number 22,846 arising from Administrative Violation Notices (AVN) 2Z8085B.

I. INTRODUCTION

1. In LCB No. 22,846, the Washington State Liquor Control Board Education and Enforcement Division issued to the Licensee AVN No. 2Z8085B alleging that on or about March 24, 2008, the above-named Licensee, or an employee(s) thereof, sold or supplied liquor to a person under the age of twenty-one, contrary to RCW 66.44.270 and WAC 314-16-150(1).

II. AGREEMENT OF THE PARTIES

Prior to the filing of administrative complaint, Enforcement and the Licensee have agreed to resolve AVN No. 2Z8085B via settlement. Enforcement and the Licensee agree to

1 the following:

2 1. The parties enter into this agreement to avoid the time and expense of further
3 litigation.

4 2. The Licensee explicitly waives the right of further administrative review of all
5 matters related to both of the above-referenced case and AVN. Furthermore, the Licensee
6 hereby voluntarily withdraws its request for a hearing in this matter.

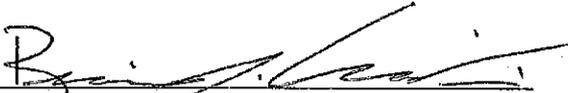
7 3. This Agreement constitutes the final written expression of all the terms of this
8 Agreement, and it is a complete and exclusive statement of these terms.

9 4. The Licensee admits to the violation set forth in AVN Nos. 2Z8085B.
10 Specifically, that on or about March 24, 2008, an employee of the Licensee sold liquor to a
11 person under the age of twenty-one, contrary to RCW 66.44.270 and WAC 314-16-150(1).

12 5. The Licensee agrees to serve a thirty (30) day suspension of its liquor license,
13 effective October 1, 2008 at 10:00 a.m., through October 31, 2008 at 10:00 a.m.

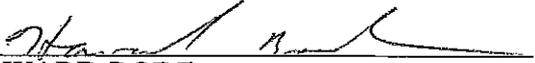
14 6. The parties recognize that this settlement agreement is subject to approval by
15 the Washington State Liquor Control Board.

16
17 ROBERT M. MCKENNA
18 Attorney General

19 
20 BRIAN J. CONSIDINE, WSBA #39517
21 Assistant Attorney General
22 Attorneys for LCB Enforcement

8/22/08

DATE

23 
24 HOWARD BODE
25 ARS West, LLC d/b/a Shell 111
26 Licensee

8/18/08

DATE