

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JONATHAN D. LARSEN
15538 11th AVE. N
SHORELINE, WA 98155

INDIVIDUAL

LCB NO. 23,104

OAH NO. 2008-LCB-0052

~~PROPOSED~~

FINAL ORDER OF THE BOARD

The above-titled matter having come before the Washington State Liquor Control Board (Board), the Board now finds:

1. That a telephonic prehearing conference was held on November 14, 2008, on the following matter:

On April 3, 2008, by order of Board, the above-named Individual's MAST permit was suspended after receipt of a License Suspension Certificate, from the State of Washington Department of Social and Health Services, certifying the above named individual, JONATHAN D. LARSEN, is in non-compliance with a support or visitation order and directing the Board to suspend his MAST permit pursuant to RCW 74.20A.320 and RCW 66.20.85;

2. That November 14, 2008 JONATHAN D. LARSEN failed to appear for the telephonic prehearing conference and Enforcement moved for a default;

3. That on January 16, 2009, Administrative Law Judge Lisa Groeneveld-Meijer entered an Order of Default; and that no motion to vacate the default has been filed; and

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JONATHAN D. LARSEN

NO. 23,104

4. That the Board having considered the file materials maintained in this matter, including:

- a) Board's Notice and Order of Mast Suspension, LCB Case No. 23,104;
- b) Server's Request for Hearing on Notice and Order of MAST Suspension, LCB Case No. 23,104;
- c) Order of Default, OAH Docket No. 2008-LCB-0052, dated January 16, 2009;

and the Board having adopted in its entirety the Order of Default OAH Docket No. 2008-LCB-0052, dated January 16, 2009; NOW, THEREFORE;

IT IS HEREBY ORDERED that Liquor Control Board's Notice and Order of Mast Suspension, LCB Case No. 23,104 is sustained, and Jonathan D. Larsen's MAST Permit remains suspended until DCS certifies he is in compliance with any relevant support or visitation order.

DATED this 5th day of February, 2009.

WASHINGTON STATE LIQUOR CONTROL BOARD

Ruthann Kurose

[Signature]

Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. No matter will be reconsidered unless it clearly appears from the petition for

reconsideration that (a) there is material clerical error in the order or (b) there is specific material error of fact or law. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or delivering it directly to the Washington State Liquor Control Board, Attention: Kevin McCarroll, 3000 Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's Office. RCW 34.05.010(6). A copy shall also be sent to Martha P. Lantz, Assistant Attorney General, 1125 Washington Street SE, PO Box 40110, Olympia, WA 98504-0110. A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5). The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail.

RCW 34.05.010(19).

[PROPOSED]
FINAL ORDER OF THE BOARD
JONATHAN D. LARSEN
NO. 23,104

BEFORE THE WASHINGTON STATE OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE WASHINGTON STATE LIQUOR CONTROL BOARD

In the Matter of:

JONATHAN D. LARSEN

Respondent

Mast Permit No. 120249125

OAH Docket No. 2008-LCB-0052

Agency No. 23,104

ORDER OF DEFAULT

An administrative hearing was scheduled on this matter for November 14, 2008 at 8:45 a.m. by telephone conference call. The appellant failed to appear and failed to make a timely request for continuance.

Administrative Law Judge Lisa Groeneveld-Meijer convened this hearing at 8:45 a.m. on November 14, 2008. The Washington State Liquor Control Board appeared and was represented by Gordon Karg, an Assistant Attorney General. The above-named individual did not appear.

The Washington State Liquor Control Board requested a Default Order be entered against the above-named appellant.

ORDER

Pursuant to RCW 34.05.440 it is hereby ORDERED that the above-named respondent is in DEFAULT and the appeal in this matter is hereby DISMISSED.

DATED and mailed at Seattle, Washington on this the 16th day of January 2009.



Lisa Groeneveld-Meijer
Administrative Law Judge
Office of Administrative Hearings

NOTICE OF PREHEARING
CONFERENCE BY TELEPHONE
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JAN 20 2009

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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