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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

PETER ALUMASA d/b/a AFRIQ
RESTAURANT

12619 Renton Ave. South
Seattle, WA 98178

LICENSEE

LICENSE NO. 360617
AVN NOS. 2L9064A, 2L9121B, and
2L9107A

LCB NO. 23,531
23,560
23,561

FINAL ORDER OF THE BOARD

~~[PROPOSED]~~

THIS MATTER having come before the Washington State Liquor Control Board (Board) and 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 the Licensee, PETER ALUMASA d/b/a AFRIQ RESTAURANT of Seattle, Washington, by and through PETER ALUMASA (Licensee) and the parties having voluntarily entered into a stipulated settlement agreement for AVN Numbers 2L9064A, 2L9121B, and 2L9107A, Case Numbers 23,531, 23,560 and 23,561, 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:

IT IS HEREBY ORDERED that AVN Numbers 2L9064A, 2L9121B, and 2L9107A, for Case Numbers 23,531, 23,560 and 23,561 are sustained.

1 IT IS FURTHER ORDERED that the Licensee will pay (1) \$300.00 in LCB Number
2 23,531; (2) \$250 in LCB Number 23,560; and (3) \$1,500 in LCB Number 23,561 for a total of
3 \$2,050.00. The Licensee will pay the total monetary penalty in three (3) installments of: (1)
4 six hundred and eighty-two dollars (\$682) by November 30, 2009; (2) six hundred and eighty-
5 two dollars (\$682) by December 31, 2009; and (3) six hundred and eighty-six dollars (\$686) by
6 January 29, 2010.

7 Payment shall be sent to:

8 Washington State Liquor Control Board
9 PO Box 43085
10 Olympia, WA 98504-3085

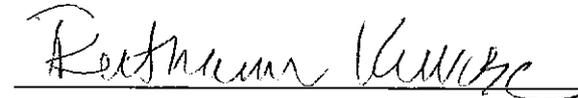
11 In the event the Licensee fails to make full and timely payment of the monetary penalty, the
12 Licensee shall serve a thirteen (13) day suspension of its liquor license, the dates and time of
13 which shall be set by the Washington State Liquor Control Board.

14 IT IS FURTHER ORDERED that the Licensee will apply to transfer his current
15 spirits/beer/wine restaurant license to a nightclub license by November 30, 2009. In the event
16 that the Licensee fails to apply to transfer his current spirits/beer/wine restaurant license to a
17 nightclub license, the Licensee shall serve a five (5) day suspension of his liquor license, the
18 dates and time of which shall be set by the Washington State Liquor Control Board.

19 DATED this 17th day of November, 2009.

20 WASHINGTON STATE LIQUOR CONTROL BOARD

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RECEIVED

NOV 04 2009

**LIQUOR CONTROL BOARD
BOARD ADMINISTRATION**

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

PETER ALUMASA d/b/a AFRIQ
RESTAURANT

12619 Renton Ave. South
Seattle, WA 98178

LICENSEE

LICENSE NO. 360617
AVN NOS. 2L9064A, 2L9121B, and
2L9107A

LCB NO. 23,531
23,560
23,561

STIPULATED SETTLEMENT
AGREEMENT

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 PETER ALUMASA d/b/a AFRIQ RESTAURANT of Seattle, Washington, by and through PETER ALUMASA (Licensee), hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) case numbers 23,531, 23,560 and 23,561, arising from Administrative Violation Notices (AVNs) 2L9064A, 2L9121B, and 2L9107A.

I. INTRODUCTION

1. In LCB No. 23,531, the Washington State Liquor Control Board Education and Enforcement Division issued to the Licensee AVN No. 2L9064A alleging that on or about February 19, 2009, the above-named Licensee failed to serve at least four (4) complete meals; and/or failed to make available a menu that listed, at a minimum, the required complete meals;

1 and/or failed to maintain kitchen equipment necessary to prepare the required complete meals,
2 contrary to RCW 66.44.175 and WAC 314-02-035.

3 2. In LCB No. 23,560, the Washington State Liquor Control Board Education and
4 Enforcement Division issued to the Licensee AVN No. 2L9121B alleging that on or about
5 April 13, 2009, the above-named Licensee, or an employee(s) thereof, allowed a person under
6 twenty-one (21) years of age to enter and remain in a premises classified as off-limits to
7 persons under the age of twenty-one (21), contrary to RCW 66.44.310 and WAC 314-11-
8 020(2).

9 3. In LCB No. 23,561, the Washington State Liquor Control Board Education and
10 Enforcement Division issued to the Licensee AVN No. 2L9107A alleging that on or about
11 April 17, 2009, the above-named Licensee failed to serve at least four (4) complete meals;
12 and/or failed to make available a menu that listed, at a minimum, the required complete meals;
13 and/or failed to maintain kitchen equipment necessary to prepare the required complete meals,
14 contrary to RCW 66.44.175 and WAC 314-02-035.

15 4. Enforcement and the Licensee wish to enter into a settlement agreement
16 concerning the above-referenced AVNs.

17 II. AGREEMENT OF THE PARTIES

18 Enforcement and the Licensee agree to the following:

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

21 2. The Licensee explicitly waives the right of further administrative review of all
22 matters related to all of the above-referenced cases and AVN's. Furthermore, the Licensee
23 hereby voluntarily withdraws its request for a hearing in this matter.

24 3. This Agreement constitutes the final written expression of all the terms of this
25 Agreement, and it is a complete and exclusive statement of these terms.
26

1 4. The Licensee admits to the violations set forth in AVN Nos. 2L9064A,
2 2L9121B, and 2L9107A:

3 a. On or about February 19, 2009, the above-named Licensee failed to:
4 serve at least four (4) complete meals; make available a menu that listed, at a minimum, the
5 required complete meals; maintain kitchen equipment necessary to prepare the required
6 complete meals.

7 b. On or about April 13, 2009, the above-named Licensee, or an
8 employee(s) thereof, allowed a person under twenty-one (21) years of age to enter and remain
9 in a premises classified as off-limits to persons under the age of twenty-one (21).

10 c. On or about April 17, 2009, the above-named Licensee failed to: serve at
11 least four (4) complete meals; make available a menu that listed, at a minimum, the required
12 complete meals; maintain kitchen equipment necessary to prepare the required complete meals.

13 5. The parties agree that the standard penalty for:

14 a. A first violation for failing to: serve at least four (4) complete meals;
15 make available a menu that listed, at a minimum, the required complete meals; maintain
16 kitchen equipment necessary to prepare the required complete meals is a five (5) day
17 suspension of its liquor license or a two-hundred fifty dollar (\$250) monetary penalty.

18 b. A first violation for allowing a person under twenty-one (21) years of
19 age to enter and remain in an area classified as off-limits to persons under the age of twenty
20 one (21) is a five (5) day suspension of its liquor license or a five-hundred dollar (\$500)
21 monetary penalty.

22 c. A second violation for failing to: serve at least four (4) complete meals;
23 make available a menu that listed, at a minimum, the required complete meals; maintain
24 kitchen equipment necessary to prepare the required complete meals is a five (5) day
25 suspension of its liquor license or a one thousand, five hundred dollars (\$1,500) monetary
26 penalty.

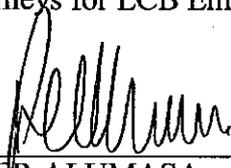
1 10. The parties recognize that this settlement agreement is subject to approval by
2 the Washington State Liquor Control Board.

3
4 ROBERT M. MCKENNA
5 Attorney General

6 
7 BRIAN J. CONSIDINE, WSBA #39517
8 Assistant Attorney General
9 Attorneys for LCB Enforcement

11/3/09

DATE

10 
11 PETER ALUMASA
12 Afriq Restaurant, Licensee

10/28/09

DATE



Washington State
Liquor Control Board

November 18, 2009

Peter P. Alumasa
d/b/a Afriq Restaurant
12619 Renton Ave S
Seattle, WA 98178-3712

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

**RE: FINAL ORDER OF THE BOARD
ADMINISTRATIVE VIOLATION NOTICE NOS. 2L9064A, 2L9121B, 2L9107A
LICENSEE: Peter P. Alumasa
TRADENAME: Afriq Restaurant
LOCATION: 12619 Renton Ave S, Seattle, WA 98178-3712
LICENSE NO. 360617
LCB HEARING NOS. 23,531, 23,560, 23,561**

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.

The applicable monetary penalty payment schedule is detailed in the final order. If full payment is not received by 5:00 pm on January 29, 2010, then the stipulated thirteen day suspension shall take place from 10:00 am on February 18, 2010 until 10:00 am on March 3, 2010.

When you are sending in payment, please send it to the mailing address in the final order and label the check with your License and Administrative Violation Notice numbers listed above. If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Tukwila Enforcement and Education Division, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602
www.liq.wa.gov

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NOS. 23,531
23,560
23,561

5 PETER P. ALUMASA
6 d/b/a AFRIQ RESTAURANT
7 12619 RENTON AVE S
8 SEATTLE, WA 98178-3712

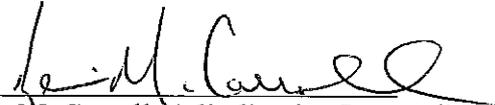
DECLARATION OF SERVICE BY
MAIL

LICENSEE

9 LICENSE NO. 360617
10

11 I declare under penalty of perjury under the laws of the state of Washington that on
12 November 18, 2009, I served a true and correct copy of the FINAL ORDER OF THE BOARD
13 in the above-referenced matter, by placing a copy of said documents in the U.S. mail, postage
14 prepaid, to all parties or their counsel of record.

15 DATED this 18th day of November, 2009, at Olympia, Washington.

16 
17 Kevin McCarroll, Adjudicative Proceedings Coordinator
18

19 PETER P. ALUMASA
20 d/b/a AFRIQ RESTAURANT
21 12619 RENTON AVE S
22 SEATTLE, WA 98178-3712

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

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24
25
26
DECLARATION OF SERVICE BY
MAIL

1

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