BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:	NO. 23,535
THK ENTERPRISES, INC. d/b/a MING COURT 1533 E ISAACS AVE WALLA WALLA, WA 99362 LICENSEE	FINAL ORDER OF THE BOARD ~~[PROPOSED]~~
LICENSE NO. 085887	

THIS MATTER having come before the Washington State Liquor Control Board (Board) and 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, THK Enterprises, Inc. d/b/a Ming Court (Licensee) represented by KRISTIAN E. HEDINE, Attorney at Law, and the Board having considered the stipulated settlement agreement and Enforcement's memorandum recommending acceptance of the settlement agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED the Board accepts, adopts and incorporates herein by reference the stipulated settlement agreement between Enforcement and the Licensee in the above captioned matter and further that the primary violation set forth and charged in the Complaint, dated November 18, 2009, issued by the Board in the above captioned matter is sustained and the Licensee shall pay a monetary penalty of three hundred dollars ($300.00) to:

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

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

In the event the Licensee fails to make full and timely payment of the monetary penalty, the Licensee shall serve a five (5) day suspension of its liquor license, the dates and time of which shall be set by the Washington State Liquor Control Board.

DATED this 6 day of April, 2010.

WASHINGTON STATE LIQUOR CONTROL BOARD

Sharon Foster

Ruthann Kurose

RECEIVED
MAR 25 2010
LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:	NO. 23,535
THK ENTERPRISES, INC. d/b/a MING COURT 1533 E ISAACS AVE WALLA WALLA, WA 99362 LICENSEE LICENSE NO. 085887	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, THK Enterprises, Inc. d/b/a d/b/a Ming Court (Licensee) represented by KRISTIAN E. HEDINE, Attorney at Law, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,535.

I. INTRODUCTION

The Washington State Liquor Control Board issued a Complaint dated November 18, 2009 charging the Licensee with the following violation of the Washington State Liquor Act and/or Rules and Regulations of the Board:

That on or about March 19, 2009, the above-named Licensee, or employee(s) thereof, sold, gave or otherwise supplied liquor to a person(s) under twenty-one (21) years of age, in violation of RCW 66.44.270.

Or in the alternative:

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

That on or about March 19, 2009, the above-named Licensee, or employee(s) thereof, allowed a person(s) under twenty-one (21) years of age to enter and remain in a licensed premise or an area of a licensed premise off-limits to persons under the age of twenty-one (21), in violation of RCW 66.44.310(1)(a).

Enforcement and the Licensee wish to enter into a settlement agreement concerning the above referenced Complaint.

II. AGREEMENT OF THE PARTIES

Enforcement and the Licensee agree to the following:

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

2. This agreement constitutes the final written expression of all the terms of this agreement and is a complete and exclusive statement of these terms.

3. The Licensee admits to the primary violation set forth in the above referenced Complaint: that on or about March 19, 2009, the above-named Licensee, or employee(s) thereof, sold, gave or otherwise supplied liquor to a person(s) under twenty-one (21) years of age, in violation of RCW 66.44.270.

4. The Licensee acknowledges this is the Licensee's first violation of this type within a twenty four month period, which caries a standard monetary penalty of five hundred dollars ($500) or a five day suspension of the liquor license.

5. The Licensee agrees to pay a total monetary penalty of three hundred dollars ($300) for the above-referenced violation. This amount shall be paid within thirty (30) days of the date of the final order of the Washington State Liquor Control Board. Payment shall be made to the Washington State Liquor Control Board no later than 4:00 p.m. on the applicable date.

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

6. In the event that the Licensee does not make a timely payment, as required by Section II, Paragraph 5, the Licensee shall serve a five (5) day suspension of its liquor license, pursuant to WAC 314-29-020; the dates and times of which shall be set by the Washington State Liquor Control Board.

7. The undersigned parties declare that the terms of this Settlement Agreement are completely read, wholly understood, and voluntarily accepted for the purpose of making a full and final compromise and settlement of any and all claims arising from the above referenced Complaint.

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

STIPULATED AND AGREED this 17th day of March 2010.

ROBERT M. MCKENNA
Attorney General

GORDON KARG, WSBA #37178
Assistant Attorney General
Attorneys for Washington State Liquor Control Board Education and Enforcement Division

RICHARD K. TANG
Governing Officer,
THK Enterprises Inc., d/b/a Ming Court
Licensee

KRISTIAN E. HEDINE, WSBA #12668
Attorney for Licensee

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

Washington State
Liquor Control Board

April 21, 2010

Kristian Hedine, Attorney for Licensee
2225 E Isaacs Ave Ste A
Walla Walla, WA 99362-2217

Richard Tang, Licensee
THK Enterprises, Inc.
d/b/a Ming Court
2256 Granite Dr
Walla Walla, WA 99362-9216

Gordon Karg, 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 NO. 4K9078A
LICENSEE: THK Enterprises, Inc.
TRADE NAME: Ming Court
LOCATION: 1533 E Isaacs Ave, Walla Walla, WA 99362-2356
LICENSE NO. 085887-4D
LCB HEARING NO. 23,535
UBI: 602 745 554 001 0002

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 payment of $300.00 was received on 3/26/2010.

If you have any questions, please contact me at (360) 664–1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Spokane and Pasco Enforcement and Education Divisions, WSLCB
Amber Harris, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:	LCB NO. 23,535
THK ENTERPRISES, INC. d/b/a MING COURT 1533 E ISAACS AVE WALLA WALLA, WA 99362-2356 LICENSEE LICENSE NO. 085887 AVN NO. 4K9078A	DECLARATION OF SERVICE BY MAIL

I declare under penalty of perjury under the laws of the state of Washington that on April 21, 2010, I served a true and correct copy of the FINAL ORDER OF THE BOARD in the above-referenced matter, by placing a copy of said documents in the U.S. mail, postage prepaid, to all parties or their counsel of record.

DATED this 21st day of April, 2010, at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator

KRISTIAN HEDINE, ATTORNEY FOR LICENSEE 2225 E ISAACS AVE STE A WALLA WALLA, WA 99362-2217	GORDON KARG, ASSISTANT ATTORNEY GENERAL, GCE DIVISION OFFICE OF THE ATTORNEY GENERAL 1125 WASHINGTON STREET SE PO BOX 40100 OLYMPIA, WA 98504-0100
RICHARD TANG, LICENSEE THK ENTERPRISES, INC. d/b/a MING COURT 2256 GRANITE DR WALLA WALLA, WA 99362-9216	

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