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**STATE OF WASHINGTON
LIQUOR CONTROL BOARD**

IN THE MATTER OF:

SELENA, LLC d/b/a
SELENA'S GUADALAJARA
1715 N 45TH STREET
SEATTLE, WA 98103-6801

LICENSEE

LICENSE NO. 072701
AVN NO. 2A9327A

OAH NO. 2010-LCB-0061
LCB NO. 23,615

FINAL ORDER OF THE BOARD

~~[PROPOSED]~~

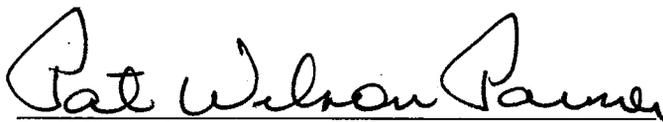
THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division having been represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, SELENA, LLC d/b/a SELENA'S GUADALAJARA, having been represented by its attorney, DAVID OSGOOD, and the Board having considered the Stipulated Settlement Agreement for Case No. 23,615 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 that the Stipulated Settlement Agreement for Case 23,615 is approved, that the violation charged in the Complaint issued by the Board on September 21, 2010, is sustained, and the Licensee shall, within thirty (30) days of the date of this Final

1 Order, pay a monetary penalty of five hundred dollars (\$500.00) to: Washington State Liquor
2 Control Board, 3000 Pacific Avenue SE, P.O. Box 43094, Olympia, WA 98504-3095. In the
3 event that the Licensee does not make a full and timely payment of the monetary penalty, the
4 Licensee shall be subject to further penalties as determined by the Washington State Liquor
5 Control Board.

6
7 DATED this 3rd day of March, 2011.

8 WASHINGTON STATE LIQUOR CONTROL BOARD

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11 PAT WILSON PARMER, CHIEF
12 ENFORCEMENT AND EDUCATION DIVISION
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RECEIVED

MAR 01 2011

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,615

SELENA, LLC d/b/a
SELENA'S GUADALAJARA
1715 N 45TH STREET
SEATTLE, WA 98103-6801

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 072701
AVN NO. 2A9327A

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General and GORDON KARG, Assistant Attorney General, and the Licensee, SELENA LLC, d/b/a SELENA'S GUADALAJARA (Licensee), by and through their counsel DAVID OSGOOD, Attorney at Law, hereby enter into this Stipulated Settlement Agreement for LCB Case No. 23,615.

I. INTRODUCTION

On September 21, 2010, the Washington State Liquor Control Board issued a Complaint alleging that on or about October 25, 2009, the above-named Licensee, or employee(s) thereof, engaged in or allowed behavior that provokes conduct which presents a threat to public safety, contrary to WAC 314-11-015(3)(c).

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II. AGREEMENT OF THE PARTIES

Prior to scheduling an administrative hearing in this matter, Enforcement and the Licensee have agreed to enter into the following Stipulated Settlement Agreement concerning the above-referenced case. 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.

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

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

4. The Licensee admits to the violation set forth in the above-referenced Complaint. Specifically, that on or about October 25, 2009, the above-named Licensee, or employee(s) thereof, engaged in or allowed behavior that provokes conduct which presents a threat to public safety, contrary to WAC 314-11-015(3)(c).

5. The Licensee acknowledges this is the Licensee's first violation of this type within a twenty-four (24) month period; which carries a standard penalty of a five (5) day suspension of the liquor license or a five hundred dollar (\$500.00) monetary penalty.

6. The Licensee agrees to pay a total monetary penalty of five hundred dollars (\$500.00) for the above-referenced Complaint. 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. Payments shall be sent to:

Washington State Liquor Control Board
3000 Pacific Avenue SE
P.O. Box 43094
Olympia, WA 98504-3095

1 7. In the event that the Licensee does not pay the agreed upon monetary penalty,
 2 as required by Section II, Paragraph 6, the Licensee shall be subject to further penalties to be
 3 determined by the Washington State Liquor Control Board.

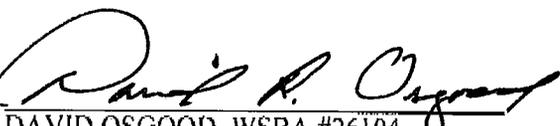
4 8. The undersigned parties declare that the terms of this Settlement Agreement are
 5 completely read, wholly understood, and voluntarily accepted for the purpose of making a full
 6 and final compromise and settlement of any and all claims arising from the above-referenced
 7 Complaint.

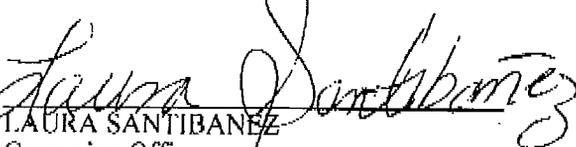
8 9. The parties recognize that this Settlement Agreement is subject to approval by
 9 the WASHINGTON STATE LIQUOR CONTROL BOARD.

10
 11 DATED this 17 day of February, 2011
~~December, 2010.~~

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 13 ROBERT M. MCKENNA
 14 Attorney General

15 
 16 GORDON KARG, WSBA #37178,
 17 Assistant Attorney General
 18 Attorneys for Washington State
 19 Liquor Control Board Education and
 20 Enforcement Division

21 
 22 DAVID OSGOOD, WSBA #26104
 23 Attorney for Licensee
 24 Selena LLC, d/b/a, Selena's Guadalajara

25 
 26 LAURA SANTIBANEZ
 Governing Officer
 Selena LLC, d/b/a, Selena's Guadalajara



**Washington State
Liquor Control Board**

March 4, 2011

David R Osgood, Attorney for Licensee
1411 4th Ave Ste 1506
Seattle, WA 98101-2247

Laura Santibanez, Governing Officer
Selena LLC, Licensee
d/b/a Selena's Guadalajara
1715 N 45th Street
Seattle, WA 98103-6801

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
LICENSEE: Selena, LLC
TRADE NAME: Selena's Guadalajara
LOCATION: 1715 N 45th Street, Seattle, WA 98103-6801
LICENSE NO. 072701
AVN: 2A9327A
LCB HEARING NO. 23,615
UBI: 602 638 923 001 0001

Dear Parties:

Enclosed please find a Declaration of Service by Mail and a copy of the Final Order in the above referenced matter along with a copy of the Stipulated Settlement Agreement.

The applicable monetary penalty is due by April 4, 2011. Please send payment to the mailing address stated in the Final Order and label the check with your License Number and Administrative Violation Notice Number listed above. If you have any questions, please contact me at (360) 664-1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Tukwila and Seattle Enforcement and Education Divisions, WSLCB
Amber Harris, 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 NO. 23,615

5 SELENA, LLC
6 d/b/a SELENA'S GUADALAJARA
7 1715 N 45TH STREET
8 SEATTLE, WA 98103-6801

DECLARATION OF SERVICE BY
MAIL

LICENSEE

9 LICENSE NO. 072701
10 AVN NO. 2A9327A

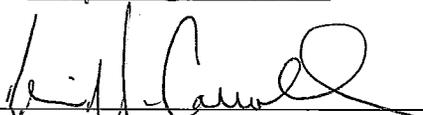
11 I certify that I caused a copy of the *FINAL ORDER OF THE BOARD* in the above-
12 referenced matter to be served on all parties or their counsel of record by US Mail Postage
13 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of
14 Attorney General, on the date below to:

16 DAVID R OSGOOD, ATTORNEY FOR
17 LICENSEE
18 1411 4TH AVE STE 1506
SEATTLE, WA 98101-2247

GORDON KARG, ASSISTANT ATTORNEY
GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100

19 LAURA SANTIBANEZ, GOVERNING
20 OFFICER
21 SELENA LLC, LICENSEE
22 d/b/a SELENA'S GUADALAJARA
1715 N 45TH STREET
SEATTLE, WA 98103-6801

23 DATED this 4th day of March, 2011, at Olympia, Washington.

24
25 
26 Kevin McCarroll, Adjudicative Proceedings Coordinator

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