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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. 23,660

CAPTAIN'S SPORTS BAR &
GRILL, INC. d/b/a

FINAL ORDER OF THE BOARD

CAPTAIN'S SPORTS BAR &
GRILL
115 E 7th STREET
VANCOUVER, WA 98660

~~PROPOSED~~

LICENSEE.

LICENSE NO. 402705
AVN NO. 1LOO59A

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 TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, CAPTAIN'S SPORTS BAR & GRILL, INC. d/b/a CAPTAIN'S SPORTS BAR & GRILL (Licensee), 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

FINAL ORDER OF THE BOARD
~~PROPOSED~~

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

CAPTAIN'S SPORTS BAR & GRILL, INC.
d/b/a CAPTAIN'S SPORTS BAR & GRILL
LCB NO. 23,660

1 above-captioned matter and further that the violation set forth and charged in the
2 Administration Violation Notice 1L0059A, issued by the Enforcement in the above-captioned
3 matter is sustained and the Licensee's cessation of business operations and voluntary
4 relinquishment of its liquor license has effectively mooted this enforcement action and shall act
5 in lieu of the standard penalty.

6 If licensee fails to relinquish its liquor license, for any reason, the standard penalty of
7 seven (7) day suspension of the licensee's liquor license for each separate alleged violation
8 shall be imposed for a total of fourteen (14) days, dates and times to be set forth by the
9 Washington State Liquor Control Board.

10 DATED this 9 day of November, 2010.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

12 Sharon Foster

13 Ruthann Kavose

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RECEIVED

NOV 11 2010

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,660

CAPTAIN'S SPORTS BAR &
GRILL, INC. d/b/a

STIPULATED SETTLEMENT
AGREEMENT

CAPTAIN'S SPORTS BAR &
GRILL
10418 NE 96TH St
Vancouver, WA 98662

LICENSEE

LICENSE NO. 402705
AVN 1L0059A

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys ROBERT M. MCKENNA, Attorney General and TIMOTHY D. FORD, Assistant Attorney General and the Licensee, CAPTAIN'S SPORTS BAR & GRILL, INC. d/b/a CAPTAIN'S SPORTS BAR & GRILL represented by HEIDI MONDA, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,660.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Administrative Violation Notice (AVN) No. 1L0059A, with the following violation of the Washington State Liquor Act:

That on or about February 28, 2010, the above-named Licensee or employee(s) thereof, allowed a person under twenty-one (21) years of age, to enter and remain in an area of the

STIPULATED SETTLEMENT
AGREEMENT

CAPTAIN'S SPORTS BAR & GRILL
LCB NO. 23,660

1 licensed premise classified by the Liquor Control Board as off-limits to persons under the age
2 of twenty one contrary to RCW 66.44.310(a), and also that on or about February 28, 2010, the
3 above-named Licensee, or employee(s) thereof, gave, sold and/or supplied liquor to a person(s)
4 under the age of twenty-one (21), contrary to RCW 66.44.270 and/or WAC 314-11-020(1).

5 Enforcement and the Licensee wish to enter into a settlement agreement concerning the
6 above-referenced AVN.

7 II. AGREEMENT OF THE PARTIES

8 Enforcement and the Licensee agree to the following:

9 1. Enforcement and the Licensee enter into this agreement to avoid the time and
10 expense of further litigation. The Licensee explicitly waives the right of further administrative
11 review of all matters related to the above referenced violation and AVN. The Licensee hereby
12 voluntarily withdraws its requests for a hearing in these matters.

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

15 3. The Licensee admits to the violation set forth in AVN No. 1L0059A: that on or
16 about February 28, 2010, the above-named Licensee or employee(s) thereof, allowed a person
17 under twenty-one (21) years of age, to remain in an area of the licensed premise designated as
18 off-limits to persons under the age of twenty one contrary to RCW 66.44.310(a); and also that
19 on or about February 28, 2010, the above-named Licensee, or employee(s) thereof, gave, sold
20 and/or supplied liquor to a person(s) under the age of twenty-one (21), contrary to RCW
21 66.44.270 and/or WAC 314-11-020(1)..

22 4. The parties agree that this is the Licensee's second violation within a twenty-
23 four (24) month period for both alleged violations. The standard penalty is a seven (7) days
24 suspension of the Licensee's liquor license for each separate alleged violation, for a total of
25 fourteen (14) days.

1 5. The Licensee acknowledges it has terminated its business operations, and now
2 stipulates to voluntarily relinquish its liquor license with no further interest remaining in the
3 license.

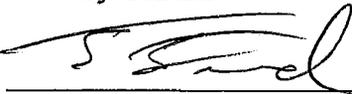
4 6. The parties agree that the Licensee's cessation of business operations and
5 voluntary relinquishment of its liquor license has effectively mooted this enforcement action
6 and shall act in lieu of the standard penalty.

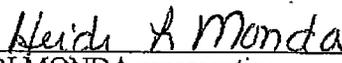
7 7. The Licensee agrees that if it has failed to relinquish its liquor license, for any
8 reason, the standard penalty of a seven (7) day suspension of the Licensee's liquor license for
9 each separate alleged violation shall be imposed for a total of fourteen (14) days.

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

12
13 STIPULATED AND AGREED this 3rd day of November 2010

14 ROBERT M. MCKENNA
15 Attorney General

16 
17 TIMOTHY D. FORD, WSBA #29254
18 Assistant Attorney General
19 Attorneys for Washington State
20 Liquor Control Board Education and
21 Enforcement Division

22 
23 HEIDI MONDA representing
24 CAPTAIN'S SPORTS BAR & GRILL, INC.
25 d/b/a CAPTAIN'S SPORTS BAR & GRILL
26 Former Licensee



**Washington State
Liquor Control Board**

November 9, 2010

Captain's Sports Bar & Grill, Inc
d/b/a Captain's Sports Bar & Grill
10418 NE 96th St
Vancouver, WA 98662-3140

Timothy Ford, 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: Captain's Sports Bar & Grill, Inc
TRADE NAME: Captain's Sports Bar & Grill
LOCATION: 115 E 7th, Vancouver, WA 98660-3202
LICENSE NO. 402705-1L
AVN NO. 1L0059A
LCB HEARING NO. 23,660
UBI: 602 408 265 001 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 the Settlement Agreement.

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: Amber Harris, WSLCB
Tacoma and Vancouver Enforcement and Education Divisions, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,660

5 CAPTAIN'S SPORTS BAR & GRILL,
6 INC
7 d/b/a CAPTAIN'S SPORTS BAR &
8 GRILL
9 115 E 7TH STREET
10 VANCOUVER, WA 98660-3202

DECLARATION OF SERVICE BY
MAIL

LICENSEE

LICENSE NO. 402705-1L
AVN 1L0059A

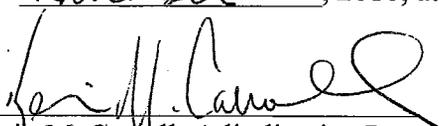
12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage
14 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of
15 Attorney General, on the date below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

17 CAPTAIN'S SPORTS BAR & GRILL, INC
18 d/b/a CAPTAIN'S SPORTS BAR & GRILL
19 10418 NE 96TH ST
VANCOUVER, WA 98662-3140

TIMOTHY FORD, ASSISTANT ATTORNEY
GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100

20 CAPTAIN'S SPORTS BAR & GRILL, INC
21 d/b/a CAPTAIN'S SPORTS BAR & GRILL
22 115 E 7TH STREET
VANCOUVER, WA 98660-3202

23 DATED this 9th day of November, 2010, at Olympia, Washington.

24
25 
26 Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL