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7 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

8 IN THE MATTER OF:

NO. 23,708

9 MELESIO AGUILAR d/b/a
10 AGUILAR'S

FINAL ORDER OF THE BOARD

11 1515 W. LEWIS STREET #B
PASCO, WA 99301-5033

[PROPOSED]

12 LICENSEE.

13 LICENSE NO. 083840-4J
14 AVN NO. 4K0113A

15 THIS MATTER having come before the Washington State Liquor Control Board
16 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
17 (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and
18 TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, MELESIO AGUILAR
19 d/b/a AGUILAR'S (Licensee), and the Board having considered the Stipulated Settlement
20 Agreement and Enforcement's memorandum recommending acceptance of the Settlement
21 Agreement, and the Board having had the opportunity to review the file materials maintained
22 in this case, now therefore:

23 IT IS HEREBY ORDERED the Board accepts, adopts, and incorporates herein by
24 reference the Stipulated Settlement Agreement between Enforcement and the Licensee in the
25 above-captioned matter and further that the violation set forth and charged in the Complaint
26 dated July 14, 2010, issued by the Board in the above-captioned matter is sustained and the

FINAL ORDER OF THE BOARD
[PROPOSED]

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

MELESIO AGUILAR d/b/a AGUILAR'S
LCB NO. 23,708

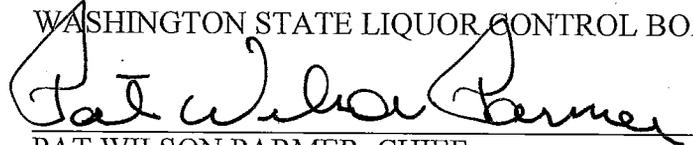
1 Licensee shall pay a total monetary penalty of three hundred dollars (\$300) for the above-
2 referenced violation. The Licensee shall pay the monetary penalty within thirty (30) days of
3 the date of the Final Order of the Board. All payments shall be sent to:

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

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

10 DATED this 22nd day of December, 2010.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

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13 PAT WILSON PARMER, CHIEF
14 ENFORCEMENT AND EDUCATION DIVISION
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RECEIVED

DEC 21 2010

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,708

MELESIO AGUILAR d/b/a
AGUILAR'S

STIPULATED SETTLEMENT
AGREEMENT

1515 W. Lewis Street #B
Pasco, WA 99301-5033

LICENSEE

LICENSE NO. 083840-4J
AVN NO. 4K0113A

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, MELESIO AGUILAR d/b/a AGUILAR'S, represented by KARLA KANE, hereby enter into this Stipulated Settlement Agreement for Liquor Control Board Case No. 23,708.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division, charged the above-named Licensee, in Administrative Violation Notice (AVN) No. 4K0113A, with the following violation of the Washington State Liquor Act:

That on or about April 23, 2010, the above-named Licensee or employee(s) thereof, gave, sold and/or supplied liquor to persons under the age of twenty-one (21), contrary to RCW 66.44.270 and/or WAC 314-11-020(1).

STIPULATED SETTLEMENT
AGREEMENT

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

MELESIO AGUILAR d/b/a AGUILAR'S
LCB NO. 23,708

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

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the Licensee agree to the following:

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

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

11 3. The Licensee admits to the violation set forth in AVN No. 4K0113A: that on or
12 about April 23, 2010, the above-named Licensee or employee(s) thereof, gave, sold and/or
13 supplied liquor to a person(s) under the age of twenty-one (21), contrary to RCW 66.44.270
14 and/or WAC 314-11-020(1).

15 4. The parties agree that this is the Licensee's first violation within a twenty-four
16 (24) month period for the alleged violations. The standard penalty is a five (5) day suspension
17 of the Licensee's liquor license or five hundred dollars (\$500) in lieu of suspension.

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

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

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

5 8. The parties recognize that this Settlement Agreement is subject to approval by
6 the Washington State Liquor Control Board.

7 STIPULATED AND AGREED this 1st day of December 2010.

8
9 ROBERT M. MCKENNA
Attorney General

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11 TIMOTHY D. FORD, WSBA #29254
12 Assistant Attorney General
13 Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

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16 MELESIO AGUILAR d/b/a AGUILAR'S
Licensee

17
18 
19 KARLA KANE, WSBA #31930
Attorney for Licensee



Washington State
Liquor Control Board

December 29, 2010

Melesio C. Aguilar, Licensee
d/b/a Aguilar's
1515 W Lewis St #B
Pasco, WA 99301-5033

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: Melesio C. Aguilar
TRADE NAME: Aguilar's
LOCATION: 1515 W Lewis St, #B, Pasco, WA 99301
LICENSE NO. 083840-4J
AVN: 4K0113A
LCB HEARING NO. 23,708
UBI: 601 906 922 001 0003

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 January 28, 2011. If payment is not received timely, then a suspension will take place from 3:00 p.m. on February 11, 2011 until 3:p.m. on February 16, 2011.

Please send payments 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,

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

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Spokane and Pasco Enforcement and Education Divisions, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,708

5 MELESIO C. AGUILAR
6 d/b/a AGUILAR'S
7 1515 W LEWIS ST #B
8 PASCO, WA 99301-5033

DECLARATION OF SERVICE BY
MAIL

LICENSEE

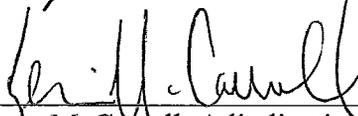
9 LICENSE NO. 083840-4J
10 AVN NO. 4K0113A

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 MELESIO C. AGUILAR
17 d/b/a AGUILAR'S
18 1515 W LEWIS ST #B
PASCO, WA 99301-5033

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

19 DATED this 29th day of December, 2010, at Olympia, Washington.

21 
22 Kevin McCarroll, Adjudicative Proceedings Coordinator

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DECLARATION OF SERVICE BY
MAIL

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