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

8 IN THE MATTER OF:

LCB NO. 23,737

9 LOC AND SHANE, INC. d/b/a MONDO'S  
10 BEACH PUB

FINAL ORDER OF THE BOARD

11 5800 – 198<sup>TH</sup> STREET SW  
12 LYNNWOOD, WA 98036

~~PROPOSED~~

LICENSEE

13 LICENSE NO. 070094  
14 AVN NO. 3S0214A

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, LOC AND SHANE,  
19 INC, d/b/a MONDO'S BEACH PUB, and the Board having considered the Stipulated  
20 Settlement Agreement and Enforcement's memorandum recommending acceptance of the  
21 Settlement Agreement, and the Board having had the opportunity to review the file materials  
22 maintained 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 in the Complaint dated  
26 September 23, 2010 is sustained and the Licensee shall pay a total monetary penalty of three

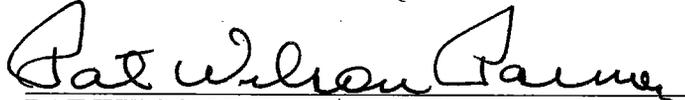
1 hundred dollars (\$300) for the above-referenced violation. The Licensee shall pay the  
2 monetary penalty within thirty (30) days of the date of the Final Order of the Board. All  
3 payments shall be sent to:

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 2<sup>nd</sup> day of June, 2011.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

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13 PAT WILSON PARMER, CHIEF  
14 ENFORCEMENT AND EDUCATION DIVISION

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6 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**  
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8 IN THE MATTER OF:

LCB NO. 23,737

9 LOC AND SHANE, INC. d/b/a MONDO'S  
10 BEACH PUB

STIPULATION AND  
SETTLEMENT AGREEMENT

11 5800 198<sup>TH</sup> STREET SW  
12 LYNNWOOD, WA 98036

LICENSEE

13 LICENSE NO. 070094  
14 AVN NO. 3S0214A

15 The Washington State Liquor Control Board Education and Enforcement Division  
16 (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and  
17 TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, LOC AND SHANE,  
18 INC. d/b/a MONDO'S BEACH PUB, through its representative, LOC NGUYEN, hereby enter  
19 into this stipulated settlement agreement for Liquor Control Board Case Number 23,737.

20 **I. INTRODUCTION**

21 The Washington State Liquor Control Board, Enforcement and Education Division  
22 charged the above-named Licensee with a Complaint dated September 23, 2010, with the  
23 following alleged violation of the Washington State Liquor Control Board rules and  
24 regulations:

25 That on or about July 5, 2010, the above-named Licensee or employee(s) thereof, was  
26 apparently intoxicated on the licensed premises, contrary to WAC 314-11-015(3).

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

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. The Licensee hereby  
8 voluntarily withdraws its requests for a hearing in this matter.

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 the violation set forth above and referenced in the  
12 complaint: that on or about July 5, 2010, the above-named Licensee or employee(s) thereof,  
13 was apparently intoxicated on the licensed premises, contrary to WAC 314-11-015(3).

14 4. The Licensee acknowledges this is the Licensee's first violation of this type  
15 within a twenty-four month period, which carries a standard penalty of a five (5) day suspension  
16 of the liquor license, or five hundred dollars (\$500) monetary penalty.

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

21 6. In the event that the licensee does not make a timely payment, as required by  
22 Section II, ¶5, the Licensee shall serve a five (5) day suspension, pursuant to WAC 314-17-  
23 105; the dates and times of which shall be set by the Washington State Liquor Control Board.

24 7. The undersigned parties declare that the terms of this Settlement Agreement are  
25 completely read, wholly understood, and voluntarily accepted for the purpose of making a full  
26

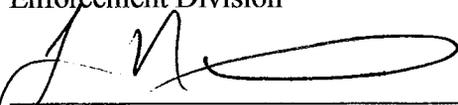
1 and final compromise and settlement of any and all claims arising from the above referenced  
2 Complaint.

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

5  
6 STIPULATED AND AGREED this 19<sup>th</sup> day of May 2011.

7  
8 ROBERT M. MCKENNA  
9 Attorney General

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

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17   
18 \_\_\_\_\_  
19 LOC NGUYEN, Owner  
20 LOC & SHANE, INC. d/b/a MONDO'S BEACH PUB  
21 LICENSEE

22 5/19/2011  
23 \_\_\_\_\_  
24 Date

25  
26 \_\_\_\_\_  
27 DAVID GEHRKE, WSBA #8123  
28 Attorney for Licensee

29 \_\_\_\_\_  
30 Date

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4 the Washington State Liquor Control Board.

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8 ROBERT M. MCKENNA  
9 Attorney General

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

16 \_\_\_\_\_  
17 LOC NGUYEN, Owner  
18 LOC & SHANE, INC. d/b/a MONDO'S BEACH PUB  
19 LICENSEE

\_\_\_\_\_  
Date

20 \_\_\_\_\_  
21 DAVID GEHRKE, WSBA #8123  
22 Attorney for Licensee

\_\_\_\_\_  
Date

5-19-11

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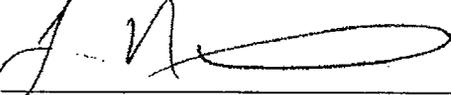
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8 ROBERT M. MCKENNA  
Attorney General

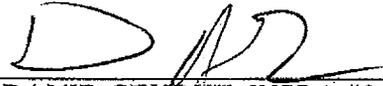
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11 TIMOTHY D. FORD, WSBA #29254  
Assistant Attorney General  
Attorneys for Washington State  
12 Liquor Control Board Education and  
Enforcement Division

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14  
15 LOC NGUYEN, Owner  
LOC & SHANE, INC. d/b/a MONDO'S BEACH PUB  
LICENSEE

16 5/19/2011  
Date

17 

18 DAVID GEHRKE, WSBA #8123  
Attorney for Licensee

19 5-19-11  
Date



**Washington State  
Liquor Control Board**

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June 6, 2011

David H. Gehrke, Attorney for Licensee  
22030 7th Ave S Ste 202  
Des Moines, WA 98198-6219

Loc and Shane Inc, Licensee  
d/b/a Mondo's Beach Pub  
9557 7<sup>th</sup> Ave NW  
Seattle, WA 98117-2128

Timothy D. 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: Loc and Shane, Inc**  
**TRADE NAME: Mondo's Beach Pub**  
**LOCATION: 5800 198<sup>th</sup> St SW Ste 34, Lynnwood, WA 98036**  
**LICENSE NO. 070094-3H**  
**ADMINISTRATIVE VIOLATION NOTICE NO: 3S0214A**  
**LCB HEARING NO. 23,737**  
**UBI: 602 706 463 001 0001**

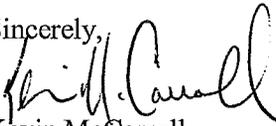
Dear Parties:

Please find the enclosed Declaration of Service by Mail and a copy of the Final Order of the Board in the above-referenced matter along with a copy of the Stipulated Settlement Agreement.

**The applicable monetary penalty is due by July 6, 2011. If payment is not received timely, then suspension will take place from 10:00 a.m. on July 22, 2011 until 10:00 a.m. on July 27, 2011.**

The address for payments is WSLCB, P.O. Box 43085, Olympia, WA 98504-3085. Please 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: Mount Vernon and Pasco Enforcement and Education Division, WSLCB  
Amber Harris, WSLCB

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

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,737

5 LOC AND SHANE, INC  
6 d/b/a MONDO'S BEACH PUB  
7 5800 198<sup>TH</sup> ST SW STE 34  
8 LYNNWOOD, WA 98036

DECLARATION OF SERVICE BY  
MAIL

9 LICENSEE

10 LICENSE 070094-3H  
11 ANV 3S0214A

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:  
16

17 DAVID H. GEHRKE, ATTORNEY FOR  
18 LICENSEE  
19 22030 7TH AVE S STE 202  
DES MOINES, WA 98198-6219

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

20 LOC AND SHANE INC, LICENSEE  
21 d/b/a MONDO'S BEACH PUB  
22 9557 7<sup>TH</sup> AVE NW  
SEATTLE, WA 98117-2128

23 DATED this 6<sup>th</sup> day of June, 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