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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,783

IN & CORPORATION d/b/a
BROADWAY BEVERAGE
1815 BROADWAY
EVERETT, WA 98201

FINAL ORDER OF THE BOARD

~~[PROPOSED]~~

LICENSEE.

LICENSE NO. 351618
AVN 3E0294A

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, IN & CORPORATION d/b/a BROADWAY BEVERAGE (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 above-captioned matter and further that the violation set forth in the Administrative Violation Notice dated October 21, 2010 is sustained and the Licensee shall pay a total monetary penalty of three hundred dollars (\$300) for the above-referenced violation. The Licensee shall pay 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

IN & CORPORATION d/b/a
BROADWAY BEVERAGE
LCB NO. 23,783

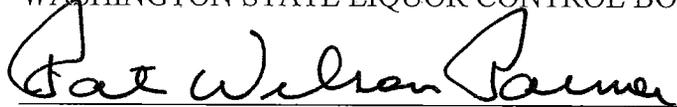
1 monetary penalty within thirty (30) days of the date of the Final Order of the Board. All
2 payments shall be sent to:

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

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

9 DATED this 1st day of April, 2011.

10 WASHINGTON STATE LIQUOR CONTROL BOARD

11 

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

MAR 31 2011

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,783

IN & CORPORATION d/b/a
BROADWAY BEVERAGE
1815 BROADWAY
EVERETT, WA 98201

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE.

LICENSE NO. 351618
AVN 3E0294A

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, IN & CORPORATION d/b/a BROADWAY BEVERAGE represented by the manager SANG SUH, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,783.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Administrative Violation Notice (AVN) No. 3E0294A, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

That on or about August 19, 2010, 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 and WAC 314-11-020.

STIPULATED SETTLEMENT
AGREEMENT

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

IN & CORPORATION d/b/a
BROADWAY BEVERAGE
LCB NO. 23,783

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 request 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 August 19, 2010, the above-named Licensee, or employee(s)
13 thereof, sold, gave or otherwise supplied liquor to a person(s) under twenty-one (21) years of
14 age, in violation of RCW 66.44.270 and WAC 314-11-020.

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

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

22 6. In the event that the Licensee does not make a timely payment, as required by
23 Section II, ¶5, the Licensee shall serve a five (5) day suspension, pursuant to WAC 314-17-
24 105; the dates and times of which shall be set by the Washington State Liquor Control Board.

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

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

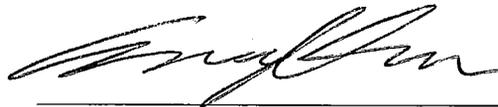
3 8. The parties recognize that this settlement agreement is subject to approval by
4 the Washington State Liquor Control Board.

5
6 STIPULATED AND AGREED this 30th day of March 2011.

7
8 ROBERT M. MCKENNA
Attorney General

9 

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

13 

14 SANG SUH
15 Manager for IN & CORPORATION
16 d/b/a BROADWAY BEVERAGE



**Washington State
Liquor Control Board**

April 1, 2011

In & Corporation, Licensee
d/b/a Broadway Beverage
14714 53rd Ave W Apt 109
Edmonds, WA 98026-3840

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: In & Corporation
TRADE NAME: Broadway Beverage
LOCATION: 1815 Broadway, Everett, WA 98201
LICENSE NO. 351618-3E
ADMINISTRATIVE VIOLATION NOTICE NO: 3E0294A
LCB HEARING NO. 23,783
UBI: 602 788 932 001 0001

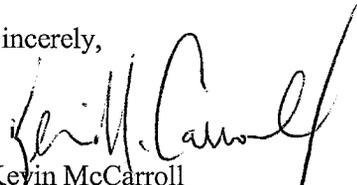
Dear Parties:

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

The applicable monetary penalty is due by May 2, 2011. If payment is not received timely then suspension will take place from 10:00 a.m. on May 13, 2011 until 10:00 a.m. on May 18, 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: Mt. Vernon 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

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,783

5 IN & CORPORATION
6 d/b/a BROADWAY BEVERAGE
7 1815 BROADWAY
8 EVERETT, WA 98201

DECLARATION OF SERVICE BY
MAIL

8 LICENSEE

9 LICENSE 351618
10 AVN NO. 3E0294A

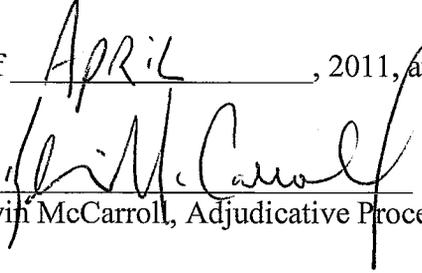
11 I certify that I caused a copy of the *FINAL ORDER OF THE BOARD* in the above-
12 referenced matter to be served on all parties or their counsel of record by US Mail Postage
13 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of
14 Attorney General, on the date below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

16 IN & CORPORATION, LICENSEE
17 d/b/a BROADWAY BEVERAGE
18 14714 53RD AVE W APT 109
EDMONDS, WA 98026-3840

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

19 IN & CORPORATION
20 d/b/a BROADWAY BEVERAGE
1815 BROADWAY
EVERETT, WA 98201-2348

21 DATED this 15th day of April, 2011, at Olympia, Washington.

22
23 
24 Kevin McCarroll, Adjudicative Proceedings Coordinator
25
26

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