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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. 23,804

WORKING CLASS HEROES, LLC d/b/a  
WORKING CLASS HEROES

FINAL ORDER OF THE BOARD

1914 N. Monroe Street  
Spokane, WA 99205

~~PROPOSED~~

LICENSEE.

LICENSE No. 351866  
AVN No. 4Q0306A

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 BRIAN J. CONSIDINE, Assistant Attorney General, and the Licensee, WORKING CLASS HEROES, LLC d/b/a WORKING CLASS HEROES (Licensee) of Spokane, Washington, represented by DAVID PARTOVI, attorney for Licensee, and the parties having voluntarily entered into a stipulated settlement agreement for Liquor Control Board case No. 23,804 (AVN No. 4Q0306A), and the Board having considered the stipulated settlement agreement and Enforcement's Memorandum recommending acceptance of the stipulated 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 two (2) counts of the Licensee or an employee thereof, being apparently intoxicated on the licensed premises on or about August 7, 2010, is sustained

1 and the alleged violation of WAC 314-11-015(3)(e) in the AVN is dismissed with prejudice  
2 and do not form any part of the factual basis for the sustained violations.

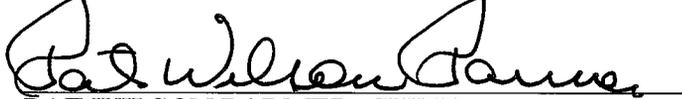
3 IT IS FURTHER ORDERED that the Licensee shall pay a monetary penalty of three  
4 hundred dollars (\$300) for each violation. The total monetary penalty of six hundred dollars  
5 (\$600) is due within thirty (30) days of the date of this Final Order. Payment shall be sent to:

6 Washington State Liquor Control Board  
7 PO Box 43085  
8 Olympia, WA 98504-3085

9 In the event the Licensee fails to make full and timely payment of the monetary  
10 penalty, the Licensee shall serve a three day suspension for each violation for a total of a six  
11 (6) day suspension of its liquor license, the dates and time of which shall be set by the  
12 Washington State Liquor Control Board.

13 DATED this 24<sup>th</sup> day of May, 2011.

14 WASHINGTON STATE LIQUOR CONTROL BOARD

15   
16 PAT WILSON PARMER, CHIEF  
17 ENFORCEMENT AND EDUCATION DIVISION  
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**RECEIVED**

MAY 19 2011

**LIQUOR CONTROL BOARD  
BOARD ADMINISTRATION**

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. 23,804

WORKING CLASS HEROES, LLC d/b/a  
WORKING CLASS HEROES

STIPULATED SETTLEMENT  
AGREEMENT

1914 N. Monroe Street  
Spokane, WA 99205

LICENSEE.

LICENSE No. 351866  
AVN No. 4Q0306A

The Washington State Liquor Control Board (Board) Education and Enforcement Division (Enforcement) represented by its attorneys ROBERT M. MCKENNA, Attorney General, and BRIAN J. CONSIDINE, Assistant Attorney General, and the Licensee, WORKING CLASS HEROES, LLC d/b/a WORKING CLASS HEROES (Licensee) of Spokane, Washington, represented by DAVID PARTOVI, attorney for Licensee, hereby enter into this stipulation and settlement agreement for LCB case No. 23,757.

**I. INTRODUCTION**

1. Enforcement issued Administrative Violation Notice (AVN) No. 4Q0306A alleging that on or about August 7, 2010, the Licensee or an employee thereof, engaged in or permitted an employee or other person to engage in, conduct on the licensed premises which is prohibited by any portion of Titles 9, 9A, or 69 RCW, contrary to WAC 314-11-015(3)(e). Based on the facts contained in the Spokane Police Department report, Enforcement aggravated the penalty to a 7-day suspension with no option of a monetary penalty.

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

1 **II. AGREEMENT OF THE PARTIES**

2 Prior to the issuance of a Complaint, Enforcement and the Licensee agree to the  
3 following:

4 1. The parties enter into this agreement to avoid the time and expense of further  
5 litigation.

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

9 3. The Licensee admits to violations of WAC 314-11-015(a), but denies any  
10 violations of WAC 314-11-015(3)(e) or WAC 314-11-015(3)(c). Specifically, the Licensee  
11 admits to two (2) counts of the Licensee or an employee thereof, being apparently intoxicated  
12 on the licensed premises on or about August 7, 2010, contrary to WAC 314-11-015(a)

13 4. In consideration for the Licensee's admissions and willingness to enter into this  
14 agreement, Enforcement agrees that the violation identified in the AVN should be dismissed.

15 5. The parties agree that for purposes of this Agreement, the Washington State  
16 Liquor Control Board will consider that the two (2) violations of WAC 314-11-015(3)(a) set  
17 forth in Part II, Paragraph 3, of this agreement have been committed and will become a part of  
18 the Licensee's violation record and violation of WAC 314-11-015(3)(e) in the AVN will be  
19 dismissed.

20 6. The parties agree that for purposes of this Agreement, this is the Licensee's first  
21 violation within a two-year period for the Licensee or employee(s) being intoxicated on the  
22 premises, contrary to WAC 314-11-015(3)(a). The parties also agree that the standard penalty  
23 for each first-time violation of this kind is a five (5) day suspension of the Licensee's liquor  
24 license or a monetary penalty of five hundred dollars (\$500)

25 7. Pursuant to this settlement, the parties agree to imposition of a three hundred  
26 dollar (\$300) monetary penalty or three (3) day suspension of the Licensee's liquor license for

1 each violation for a total monetary penalty of six hundred dollars (\$600). The Licensee elects  
2 to pay the total monetary penalty of six hundred dollars (\$600). The total monetary penalty of  
3 six hundred dollars (\$600) is due within thirty (30) days of the date of this Final Order.

4 Payment must be sent to:

5 Washington State Liquor Control Board  
6 P.O. Box 43085  
7 Olympia, WA 98504-3085

8 8. In the event that the Licensee does not make full and timely payment of the  
9 monetary penalty as required in Section II, Paragraph 7, then the Licensee shall serve a six (6)  
10 day suspension of its liquor license, the dates and time of which shall be set by the Washington  
11 State Liquor Control Board.

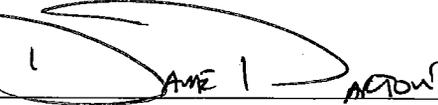
12 9. This settlement agreement constitutes the final written expression of all the  
13 terms of this agreement and is a complete and exclusive statement of these terms, and shall be  
14 effective when signed by all parties and/or their legal representatives.

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

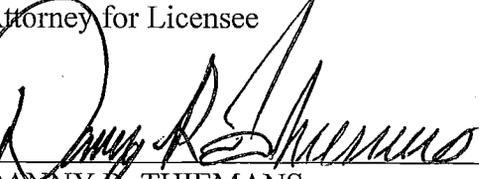
17 ROBERT M. MCKENNA  
18 Attorney General

19   
20 BRIAN J. CONSIDINE WSBA #39517  
21 Assistant Attorney General  
22 Attorneys for LCB Enforcement

23 5/11/11  
24 DATE

25   
26 DAVID PARTOVI, WSBA #30611  
27 Attorney for Licensee

28 4-8-11  
29 DATE

30   
31 DANNY R. THIEMANS  
32 Representative for Licensee

33 4/8/11  
34 DATE



Washington State  
Liquor Control Board

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May 31, 2011

David R. Partovi, Attorney for Licensee  
900 N Maple St # LL  
Spokane, WA 99201-1807

Working Class Heroes LLC, Licensee  
d/b/a Working Class Heroes  
5504 N Adams  
Spokane, WA 99205-6756

Brian J. Considine, 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: Working Class Heroes LLC**  
**TRADE NAME: Working Class Heroes**  
**LOCATION: 1914 N Monroe St, Spokane, WA 99205**  
**LICENSE NO. 351866-4Q**  
**ADMINISTRATIVE VIOLATION NOTICE NO: 4Q0306A**  
**LCB HEARING NO. 23,804**  
**UBI: 602 409 377 001 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 June 30, 2011. If payment is not received timely then suspension will take place from 10:00 a.m. on July 15, 2011 until 11:00 a.m. on July 21, 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,

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

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Spokane 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. 23,804

5 WORKING CLASS HEROES LLC  
6 d/b/a WORKING CLASS HEROES  
7 1914 N MONROE ST  
8 SPOKANE, WA 99205

DECLARATION OF SERVICE BY  
MAIL

LICENSEE

9 LICENSE 351866  
10 ANV 4Q0306A

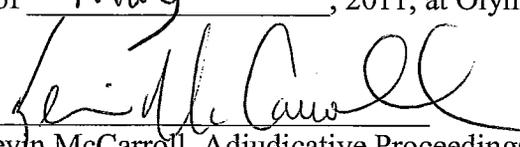
11  
12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-  
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage  
14 Prepaid via Consolidated Mail Service for Licensees, by Campus Mail for the Office of  
15 Attorney General, on the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

16  
17 DAVID R. PARTOVI,  
18 ATTORNEY FOR LICENSEE  
19 900 N MAPLE ST # LL  
20 SPOKANE, WA 99201-1807

BRIAN CONSIDINE, ASSISTANT ATTORNEY  
GENERAL, GCE DIVISION  
OFFICE OF THE ATTORNEY GENERAL  
MAIL STOP 40100

21 WORKING CLASS HEROES LLC, LICENSEE  
22 d/b/a WORKING CLASS HEROES  
23 5504 N ADAMS  
24 SPOKANE, WA 99205-6756

25 DATED this 31<sup>st</sup> day of May, 2011, at Olympia, Washington.

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