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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

TUSCAN SANDS, LLC d/b/a TUSCAN SANDS CASINO

1002 Vintage Valley Parkway
Zillah, WA 98953

LICENSEE

LICENSE NO. 080536
AVN NOS. 4D0252A and 4J0276B

LCB NOS. 23,814
23,815

FINAL ORDER OF THE BOARD
[PROPOSED]

THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) having been represented by its attorneys, ROBERT M. MCKENNA, Attorney General and BRIAN J. CONSIDINE, Assistant Attorney General and TUSCAN SANDS, LLC d/b/a TUSCAN SANDS CASINO (Licensee) of Zillah, Washington, through its representative JAMIE MUFFETT, and the parties having voluntarily entered into a settlement agreement for Liquor Control Board Case Nos. 23,814 (AVN No. 4D0252A) and 23,815 (AVN No. 4J0276B), and the Board having considered the 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:

1 IT IS HEREBY ORDERED that the allegation set forth in AVN No. 4D0252A is
2 sustained and the Licensee shall pay a monetary penalty of four hundred dollars (\$400) to:

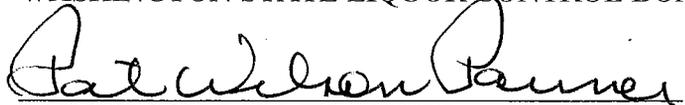
3 Washington State Liquor Control Board
4 PO Box 43085
5 Olympia, WA 98504-3085

6 In the event the Licensee fails to make full and timely payment of the monetary
7 penalty, the Licensee shall serve a four (4) day suspension of its liquor license, the dates and
8 time of which shall be set by the Washington State Liquor Control Board.

9 IT IS HEREBY FURTHER ORDERED that AVN No. 4J0276B be converted into a
10 written warning. The Pasco Enforcement Office shall issue the written warning upon receipt
11 of this order.

12 DATED this 25th day of April, 2011.

13 WASHINGTON STATE LIQUOR CONTROL BOARD

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

2 APR 20 2011

3 LIQUOR CONTROL BOARD
4 BOARD ADMINISTRATION

RECEIVED

APR 06 2011

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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

8 IN THE MATTER OF:

LCB NOS. 23,814
23,815

9 TUSCAN SANDS, LLC d/b/a TUSCAN
10 SANDS CASINO

11 1002 Vintage Valley Parkway
Zillah, WA 98953

STIPULATED SETTLEMENT
AGREEMENT

12 LICENSEE

13 LICENSE NO. 080536
14 AVN NOS. 4D0252A and 4J0276B

15 The Washington State Liquor Control Board Education and Enforcement Division
16 (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General and
17 BRIAN J. CONSIDINE, Assistant Attorney General and TUSCAN SANDS, LLC d/b/a
18 TUSCAN SANDS CASINO (Licensee) of Zillah, Washington, by and through its
19 representative JAMIE MUFFETT, hereby enter into this stipulated settlement agreement for
20 Liquor Control Board (LCB) case numbers 23,814 and 23,815, arising from Administrative
21 Violation Notices (AVNs) 4D0252A and 4J0276B.

22 **I. INTRODUCTION**

23 1. In LCB No. 23,814, the Washington State Liquor Control Board Education and
24 Enforcement Division issued to the Licensee AVN No. 4D0252A alleging that on or about
25 September 9, 2010, the above-named Licensee, or an employee(s) thereof, allowed a person
26 apparently under the influence of liquor to possess and/or consume liquor on the licensed
premises, contrary to WAC 314-16-150.

1 5. The parties agree that the Licensee will pay a monetary penalty of four hundred
2 dollars (\$400) within 30 days of the date of the Final Order of the Board. Payment shall be
3 sent to:

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

7 6. In the event that the Licensee fails to make full and timely payment of the
8 monetary penalty as required in Section II, Paragraph 5, the Licensee shall serve a four (4) day
9 suspension of its liquor license, the dates and time of which shall be set by the Washington
10 State Liquor Control Board.

11 7. In consideration for the Licensee's willingness to enter into this agreement, the
12 parties agree that AVN No. 4J0276B issued to the Licensee on November 19, 2010, will be
13 converted into a written warning.

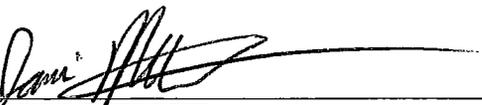
14 8. This agreement constitutes the final written expression of all the terms of this
15 agreement and is a complete and exclusive statement of these terms.

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

18
19 ROBERT M. MCKENNA
20 Attorney General

21 
22 _____
23 BRIAN J. CONSIDINE, WSBA #39517
24 Assistant Attorney General
25 Attorneys for LCB Enforcement

26 4/19/11
27 _____
28 DATE

29 
30 _____
31 JAMIE MUFFETT
32 Representative for Tuscan Sands, LLC

33 3-23-11
34 _____
35 DATE



**Washington State
Liquor Control Board**

April 26, 2011

Tuscan Sands LLC, Licensee
d/b/a Tuscan Sands Casino
1002 Vintage Valley Pkwy
Zillah, WA 98953-9671

Brian 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: Tuscan Sands LLC
TRADE NAME: Tuscan Sands Casino
LOCATION: 1002 Vintage Valley Pkwy, Zillah, WA 98953-9671
LICENSE NO. 080536-4D
ADMINISTRATIVE VIOLATION NOTICE NO: 4D0252A and 4J0276B
LCB HEARING NO. 23,814 and 23,815
UBI: 602 740 200 001 0001

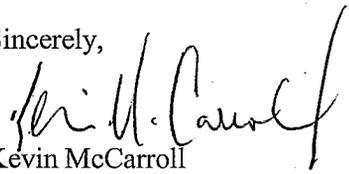
Dear Parties:

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 26, 2011. If payment is not received timely then suspension will take place from 10:00 a.m. on June 10, 2011 until 10:00 a.m. on June 14, 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: Spokane and Pasco Enforcement and Education Divisions, 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 NOS. 23,814
23,815

5 TUSCAN SANDS LLC, LICENSEE
6 d/b/a TUSCAN SANDS CASINO
7 1002 VINTAGE VALLEY PKWY
8 ZILLAHA, WA 98953-9671

DECLARATION OF SERVICE BY
MAIL

9 LICENSEE

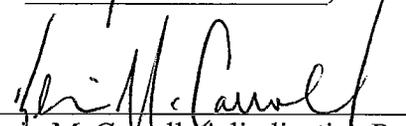
10 LICENSE 080536-4D
11 AVN NOS. 4D0252A and 4J0276B

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 TUSCAN SANDS LLC, LICENSEE
18 d/b/a TUSCAN SANDS CASINO
19 1002 VINTAGE VALLEY PKWY
ZILLAHA, WA 98953-9671

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

20 DATED this 26th day of April, 2011, at Olympia, Washington.

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22 
23 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