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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,828

FAIEZ, INC., d/b/a
WASSEF FAMILY DELI MART
112 FRONT ST
LYNDEN, WA 98264-1417

FINAL ORDER OF THE BOARD
APPROVING STIPULATED
SETTLEMENT AGREEMENT

~~PROPOSED~~

LICENSEE

LICENSE NO. 403135
AVN NO. 3D1039A

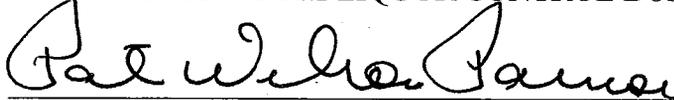
THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, FAIEZ, INC., d/b/a WASSEF FAMILY DELI MART (Licensee), by and through its representative, FAIEZ I. WASSEF, 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:

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1 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Case No.
2 23,828 is approved, that the violation charged in Administrative Violation Notice No.
3 3D1039A is sustained, and the Licensee shall pay a monetary penalty of three hundred dollars
4 (\$300.00) within thirty (30) days of the date of this Final Order.

5 DATED this 2nd day of June, 2011.

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7 WASHINGTON STATE LIQUOR CONTROL BOARD

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9 PAT WILSON PARMER
Chief of Enforcement

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,828

FAIEZ, INC. d/b/a
WASSEF FAMILY DELI MART
112 FRONT ST
LYNDEN, WA 98264-1417

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 403135
AVN NO. 3D1039A

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, FAIEZ, INC., d/b/a WASSEF FAMILY DELI MART (Licensee), by and through its representative, FAIEZ I. WASSEF, hereby enter into this Stipulated Settlement Agreement for LCB Case No. 23,828.

I. INTRODUCTION

The Washington State Liquor Control Board Enforcement and Education Division issued Administrative Violation Notice (AVN) No. 3D1039A alleging that on February 1, 2011, the above-named Licensee, or employee(s) thereof, sold, served, gave, provided or otherwise supplied alcohol to an apparently intoxicated person(s) on a licensed premises, contrary to RCW 66.44.200(1) and WAC 314-16-150(1).

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II. AGREEMENT OF THE PARTIES

Prior to scheduling an administrative hearing in this matter, Enforcement and the Licensee have agreed to enter into the following Stipulated Settlement Agreement concerning the above-referenced case. Enforcement and the Licensee agree to the following:

1. Enforcement and the Licensee enter into this agreement to avoid the time and expense of further litigation.

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

3. This Agreement constitutes the final written expression of all the terms of this agreement and is a complete and exclusive statement of these terms.

4. The Licensee admits to the violation set forth in the above-referenced AVN No. 3D1039A. Specifically, that on February 1, 2011, the above-named Licensee, or employee(s) thereof, sold, served, gave, provided or otherwise supplied alcohol to an apparently intoxicated person(s) on a licensed premises, contrary to RCW 66.44.200(1) and WAC 314-16-150(1).

5. The Licensee acknowledges this is the Licensee's first violation of this type within a twenty-four (24) month period, which carries a standard penalty of a five (5) day suspension of the liquor license or a five hundred dollar (\$500) monetary penalty.

6. The Licensee agrees to pay a total monetary penalty of three hundred dollars (\$300.00) for the above-referenced AVN No. 3D1039A. This amount shall be paid within thirty (30) days of the date of the Final Order of the Washington State Liquor Control Board. Payment shall be made to the Washington State Liquor Control Board no later than 4:00 p.m. on the applicable date. Payments shall be sent to:

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

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7. In the event that the Licensee does pay the agreed upon monetary penalty, as required by Section II, Paragraph 6, the Licensee shall be subject to further penalties to be determined by the Washington State Liquor Control Board.

8. The undersigned parties declare that the terms of this Settlement Agreement are completely read, wholly understood, and voluntarily accepted for the purpose of making a full and final compromise and settlement of any and all claims arising from the above-referenced AVN No. 3D1039A.

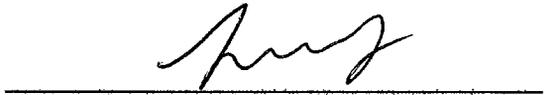
9. The parties recognize that this Settlement Agreement is subject to approval by the WASHINGTON STATE LIQUOR CONTROL BOARD.

ROBERT M. MCKENNA
Attorney General



GORDON KARG, WSBA #37178
Assistant Attorney General
Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

5/25/11
DATE



FAEIZ I. WASSEF
Governing Officer
Faiez Inc. d/b/a Wassef Family Deli Mart

5/23/2011
DATE



**Washington State
Liquor Control Board**

June 6, 2011

Faiez Inc, Licensee
d/b/a Wassef Family Deli Mart
112 Front St
Lynden, WA 98264-1417

Gordon Karg, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

**RE: FINAL ORDER OF THE BOARD APPROVING STIPULATED SETTLEMENT AGREEMENT
LICENSEE: Faiez Inc.
TRADE NAME: Wassef Family Deli Mart
LOCATION: 112 Front St, Lynden, WA 98264-1417
LICENSE NO. 403135-3A
ADMINISTRATIVE VIOLATION NOTICE NO: 3D1039A
LCB HEARING NO. 23,828
UBI: 602 549 498 001 0002**

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.

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 that reads "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Mount Vernon and Pasco Enforcement and Education Division, WSLCB
Amber Harris, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,828

5 FAIEZ INC, LICENSEE
6 d/b/a WASSEF FAMILY DELI MART
7 112 FRONT ST
8 LYNDEN, WA 98264-1417

DECLARATION OF SERVICE BY
MAIL

9 LICENSEE

10 LICENSE 403135-3A
11 ANV 3D1039A

12 I certify that I caused a copy of the *FINAL ORDER OF THE BOARD APPROVING*
13 *STIPULATED SETTLEMENT AGREEMENT* in the above-referenced matter to be served on all
14 parties or their counsel of record by US Mail Postage Prepaid via Consolidated Mail Service
15 for Licensees, by Campus Mail for the Office of Attorney General, on the date below to:
16

17 FAIEZ INC, LICENSEE
18 d/b/a WASSEF FAMILY DELI MART
19 112 FRONT ST
LYNDEN, WA 98264-1417

GORDON KARG, ASSISTANT ATTORNEY
GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100

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21 DATED this 6th day of June, 2011, at Olympia, Washington.

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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