

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

VS LLC, d/b/a
REVOLVER
227 W. RIVERSIDE AVE, STE. C
SPOKANE, WA 99201

LICENSEE

LICENSE NO. 404979

OAH NO. 2011-LCB-0045
LCB NO. 23,835

FINAL ORDER OF THE BOARD
APPROVING STIPULATED
SETTLEMENT AGREEMENT

[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), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, VS, LLC, d/b/a REVOLVER (Licensee) of Spokane, Washington, by and through RYAN SHIRLEY (Member/Manager), and the Board having considered the Stipulated Settlement Agreement and Licensing'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:

///

///

///

1 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Case No.
2 23,835 is approved, that the violation charged in the Board's Complaint in the above-captioned
3 matter, dated July 6, 2011, is sustained, and the Licensee shall pay a five hundred dollar
4 (\$500.00) monetary penalty within thirty (30) days of the issuance of this Order and must
5 adhere to all terms set forth in Stipulated Settlement Agreement for Case No. 23,835.

6 DATED this 01 day of NOVEMBER, 2011.

7
8 WASHINGTON STATE LIQUOR CONTROL BOARD

9
10 
11 JUSTIN NORDHORN
12 Chief of Enforcement
13
14
15
16
17
18
19
20
21
22
23
24
25
26

RECEIVED

OCT 31 2011

Liquor Control Board
Board Administration

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

**STATE OF WASHINGTON
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

VS LLC, d/b/a
REVOLVER
227 W. RIVERSIDE AVE, STE. C
SPOKANE, WA 99201

LICENSEE

LICENSE NO. 404979

OAH NO. 2011-LCB-0045
LCB NO. 23,835

STIPULATED SETTLEMENT
AGREEMENT

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 VS LLC d/b/a Revolver (Licensee) of Odessa, Washington, by and through RYAN SHIRLEY (Member/Manager), hereby enter into this Stipulated Settlement Agreement for Liquor Control Board Case Number 23,835:

I. INTRODUCTION

The Washington State Liquor Control Board charged the above-named Licensee, in its Complaint dated July 6, 2011, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

That on or about March 10, 2011, the above-named Licensee, or employee(s) thereof, allowed a person(s) under twenty-one (21) years of age, to enter and remain in a portion of the licensed premise designated as off-limits to persons less than twenty-one (21) years of age,

1 | contrary to RCW 66.44.310(1)(a) and WAC 314-11-020(2).

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

4 | **II. AGREEMENT OF THE PARTIES**

5 | Enforcement and the Licensee agree to the following:

6 | 1. Enforcement and the Licensee enter into this agreement to avoid the time and
7 | expense of further litigation. The Licensee explicitly waives the right of further administrative
8 | review of all matters related to the above-referenced violation. The Licensee hereby
9 | voluntarily withdraws its requests for a hearing in this matter.

10 | 2. This agreement constitutes the final written expression of all the terms of this
11 | agreement and is a complete and exclusive statement of these terms.

12 | 3. The Licensee admits to the violation set forth above and referenced in the
13 | Complaint: on or about March 10, 2011, the above-named Licensee, or employee(s) thereof,
14 | allowed a person(s) under twenty-one (21) years of age, to enter and remain in a portion of the
15 | licensed premise designated as off-limits to persons less than twenty-one (21) years of age,
16 | contrary to RCW 66.44.310(1)(a) and WAC 314-11-020(2).

17 | 4. The Licensee acknowledges this is the Licensee's first violation of this type
18 | within a twenty-four (24) month period, which carries a standard penalty of a five (5) day
19 | suspension of the liquor license or a monetary penalty of five hundred dollars (\$500.00).

20 | 5. The Licensee agrees to pay a five hundred dollar (\$500.00) monetary penalty
21 | for the above-referenced violation. The amount shall be paid within thirty (30) days of the date
22 | of the Final Order of the Washington State Liquor Control Board. Payment shall be made to
23 | the Washington State Liquor Control Board no later than 4:00 p.m. on the applicable date.

24 | 6. Payment shall be sent to:

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

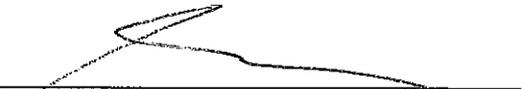
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

7. In the event that the Licensee does not make a timely payment, the Licensee shall serve a five (5) day suspension, pursuant to WAC 314-29-020; the dates and times of which shall be set 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 Complaint.

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 LCB Enforcement

10/28/11

DATE



RYAN SHIRLEY
Member/Manager
Vs, LLC, d/b/a Revolver

10-24-11

DATE



**Washington State
Liquor Control Board**

November 4, 2011

Ryan Shirley
VS LLC, Licensee
d/b/a Revolver
5307 N Stevens St
Spokane, WA 99205-5235

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: VS, LLC**

TRADE NAME: Revolver

LOCATION: 227 W Riverside Ave, Ste C, Spokane, WA 99201-0174

LICENSE APPLICATION NO. 404979-40

ADMINISTRATIVE VIOLATION NOTICE NO: 401069G

LCB HEARING NO. 23,835

OAH NO. 2011-LCB-0045

UBI: 602 939 379 001 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 December 5, 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
Teresa Young, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

VS, LLC
d/b/a REVOLVER
227 W RIVERSIDE AVE, STE C
SPOKANE, WA 99201
LICENSEE

LCB NO. 23,835
OAH NO. 2011-LCB-0045

DECLARATION OF SERVICE BY MAIL

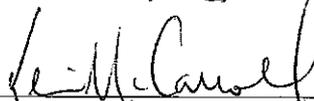
LICENSE NO. 404979-40
AVN NO. 401069G

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

RYAN SHIRLEY VS, LLC d/b/a REVOLVER 5307 N STEVENS ST SPOKANE, WA 99205-5232	GORDON KARG, ASSISTANT ATTORNEY GENERAL, GCE DIVISION OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100
--	---

RYAN SHIRLEY VS, LLC d/b/a REVOLVER 227 W RIVERSIDE AVE, STE C SPOKANE, WA 99201-0174	
---	--

DATED this 4th day of November, 2011, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator