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

8 IN THE MATTER OF:

LCB NO. 23,843

9 ERICKCO, INC d/b/a
10 THE LAIR¹

FINAL ORDER OF THE BOARD

11 6718 NE 4TH PLAIN BLVD, STE E
VANCOUVER, WA 98661

[PROPOSED]

12 LICENSE NO. 363846
13 AVN NO. 1L1105A

14 THIS MATTER having come before the Washington State Liquor Control Board
15 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
16 (Enforcement) represented by its attorneys, ROBERT W. FERGUSON, Attorney General, and
17 TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, ERICKCO, INC d/b/a
18 THE LAIR represented by its attorney, WILLIAM BAUMGARTNER, and the Board having
19 considered the Stipulated Settlement Agreement and Enforcement's memorandum
20 recommending acceptance of the Settlement Agreement, and the Board having had the
21 opportunity to review the file materials maintained in this case, now therefore:

22 IT IS HEREBY ORDERED the Board accepts, adopts, and incorporates herein by
23 reference the Stipulated Settlement Agreement between Enforcement and the Licensee in the
24 above-captioned matter and further that the violations set forth in the Complaint dated June 2,
25

26 ¹ In August 2011 the Licensee was granted a trade name change. The current licensee and trade name is ERICKCO, INC. D/B/A SILVER STAR SALOON.

1 2011 are sustained and the Licensee shall serve a license suspension of four (4) days for the
2 above-referenced violations pursuant to the terms of the stipulated settlement agreement.

3 In the event the Licensee fails to serve the suspension as directed by the stipulated
4 settlement agreement, the Licensee shall serve a seven (7) day suspension of its liquor license,
5 the dates and time of which shall be set by the Washington State Liquor Control Board.

6 DATED this 25 day of June, 2013.

7
8 WASHINGTON STATE LIQUOR CONTROL BOARD

9 Sharon Foster

10 Raymond Kurose

11 Chad
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THE LAIR
LICENSE NO. 363846
LCB NO. 24,843
FINAL ORDER OF THE BOARD
[PROPOSED]

RECEIVED

JUN 21 2013

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

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|--|---|-----------------------|
| IN THE MATTER OF: |) | |
| |) | LCB NO. 23,843 |
| ERICKCO, INC d/b/a THE LAIR ¹ |) | |
| |) | STIPULATED SETTLEMENT |
| 6718 NE 4TH PLAIN BVD, STE E |) | AGREEMENT |
| VANCOUVER, WA 98661 |) | |
| |) | |
| LICENSE NO. 363846 |) | |
| AVN NO. 1L1105A |) | |
| _____ |) | |

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), represented by its attorneys ROBERT W. FERGUSON, Attorney General and TIMOTHY D. FORD, Assistant Attorney General, and the Licensee ERICKCO, INC d/b/a THE LAIR (Licensee), represented by counsel WILLIAM BAUMGARTNER, do hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,843.

I. INTRODUCTION

On or about April 15, 2011, Enforcement conducted a compliance check of the Licensee using an investigative aide under the age of 21 years. As a result of this compliance check, on June 2, 2011 the Washington State Liquor Control Board filed a Complaint against the Licensee alleging violations of RCW 66.44.310 and WAC 314-11-020(2), and RCW 66.44.270 and WAC 314-11-020(1).

¹In August 2011 the Licensee was granted a trade name change. The current licensee and trade name is ERICKCO, INC D/B/A SILVER STAR SALOON

1 Enforcement and the Licensee wish to enter into a settlement agreement concerning
2 the 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 stipulates to violations of RCW 66.44.310 and WAC
12 314-11-020(2), and violations of RCW 66.44.270 and WAC 314-11-020(1), as set out in the
13 above-referenced Complaint.

14 4. The Licensee acknowledges this is the Licensee's second violation of this type
15 within a twenty-four (24) month period, which carries a standard penalty of a seven (7) day
16 suspension of the license.

17 5. In return for the Licensee's stipulation, Enforcement agrees to allow the
18 Licensee to serve a reduced license suspension of 4 days. Subject to approval of this
19 settlement agreement by the Liquor Control Board, the Licensee's four day license suspension
20 shall commence on Friday August 2, 2013 at 1:00 pm, and shall end on the following Tuesday
21 August 6, 2013 at 1:00 pm.

22 6. In the event that the Licensee fails to comply with the terms of this settlement
23 agreement and serve the four day suspension, then the standard penalty in Section II,
24 Paragraph 4 shall be imposed.

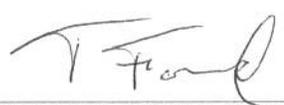
25 7. The undersigned parties declare that the terms of this Settlement Agreement
26 are completely read, wholly understood, and voluntarily accepted for the purpose of making a

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

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

5 STIPULATED AND AGREED TO BY:

6 ROBERT W. FERGUSON
7 Attorney General

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

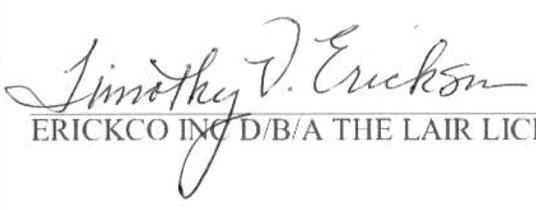
6/18/13

Date

14 
15 _____
16 WILLIAM V. BAUMGARTNER, WSBA #3727
17 COUNSEL FOR LICENSEE

6/13/13

Date

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19 _____
20 ERICKCO INC D/B/A THE LAIR LICENSEE

6/12/13

Date



Washington State
Liquor Control Board

June 27, 2013

William Baumgartner,
Attorney for Licensee
112 W 11th St Ste 150
Vancouver, WA 98660-3359

Timothy Erickson, Licensee
Ericko, Inc
d/b/a The Lair (Silver Star Saloon)
6718 NE 4th Plain Blvd Ste E
Vancouver, WA 98661-7250

Timothy D. 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: Ericko, Inc.

TRADE NAME: The Lair (Silver Star Saloon)

LOCATION: 6718 NE 4th Plain Blvd Ste E, Vancouver, WA 98661-7250

LICENSE NO. 363846-1L

ADMINISTRATIVE VIOLATION NOTICE NO. 1L1105A

LCB HEARING NO. 23,843

UBI: 601-973-845-001-0001

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter, as well as a copy of the Stipulated Settlement Agreement. 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

cc: Tacoma and Vancouver Enforcement and Education Division, WSLCB
Lisa Red, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,843

ERICKO, INC.
d/b/a THE LAIR
6718 NE 4TH PLAIN BLVD STE E
VANCOUVER, WA 98661-7250

DECLARATION OF SERVICE BY
MAIL

LICENSEE

LICENSE NO. 363846-1L
AVN NO. 1L1105A

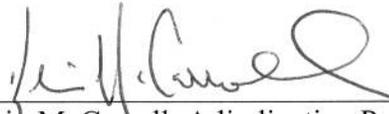
I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-referenced matter to be served on all parties or their counsel of record by US Mail Postage Prepaid via Consolidated Mail Service for applicants and licensees, by campus mail for state offices, on the date below to:

WILLIAM BAUMGARTNER,
ATTORNEY FOR LICENSEE
112 W 11TH ST STE 150
VANCOUVER, WA 98660-3359

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

TIMOTHY ERICKSON
ERICKO, INC d/b/a
THE LAIR (SILVER STAR SALOON)
6718 NE 4TH PLAIN BLVD STE E
VANCOUVER, WA 98661-7250

DATED this 27th day of June, 2013, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator