

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

IBIZA INC  
d/b/a ALLURE  
528 2<sup>nd</sup> Ave  
SEATTLE, WA 98104-2336

LICENSEE

LICENSE NO. 084832  
AVN 2E1070C

LCB NO. 23,845  
OAH NO. 2011-LCB-0059

FINAL ORDER OF THE BOARD

The above-entitled matter coming on regularly before the Board, and it appearing that:

1. The Liquor Control Board issued a complaint dated September 30, 2011, alleging that on March 11, 2011 the above-named Licensee, or employee(s) thereof, sold liquor below cost and/or gave liquor away free of charge in violation of WAC 314-11-085(1).
2. The Licensee timely submitted a request for an administrative hearing.
3. A prehearing conference was scheduled for November 28, 2011 at 10:00 a.m. before Administrative Law Judge Terry A. Schuh.
4. The Licensee did not appear for the prehearing conference nor request a continuance. The Enforcement Division of the Board was represented by Assistant Attorney General Timothy Ford.
5. On November 30, 2011, Administrative Law Judge Terry A. Schuh entered his Initial Order of Default Dismissing Respondent's Appeal for Failure to Appear, ordering that the Licensee was in default and dismissing the appeal.
6. No request to vacate the default was filed.

7. The entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises; NOW THEREFORE; IT IS HEREBY ORDERED that the default order for case 23,845 is adopted.

IT IS HEREBY FURTHER ORDERED that the Complaint filed in case 23,845 is sustained and that the liquor license privileges granted to Ibiza Inc d/b/a Allure 528 2<sup>nd</sup> Ave, in Seattle, Washington, License 084832, are hereby suspended for a term of five (5) days. In lieu of a license suspension, the Licensee may pay a monetary penalty in the amount of one hundred (\$100.00) due within 30 days of this order. If timely payment is not received, suspension will take place from 2:00 p.m. on February 24, 2012 until 2:00 p.m. on February 29, 2012. Failure to comply with the terms of this order will result in further disciplinary action.

Payment in reference to this order should be sent to:

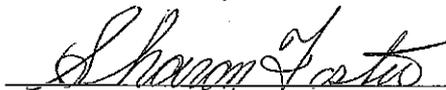
**Washington State Liquor Control Board**

**PO Box 43085**

**Olympia, WA 98504-3085**

DATED at Olympia, Washington this 10<sup>TH</sup> day of JANUARY, 201<sup>2</sup>.

WASHINGTON STATE LIQUOR CONTROL BOARD

  
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Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or

delivering it directly to the Washington State Liquor Control Board, Attn: Kevin McCarroll, 3000 Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's office. RCW 34.05.010(6). A copy shall also be sent to Mary M. Tennyson, Senior Assistant Attorney General, 1125 Washington St. SE, P.O. Box 40110, Olympia, WA 98504-0110. A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5). The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).



Washington State  
Liquor Control Board

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January 11, 2012

Abi Eshagi, President  
Ibiza Inc, Licensee  
d/b/a Allure  
528 2<sup>nd</sup> Ave  
Seattle, WA 98104-2336

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

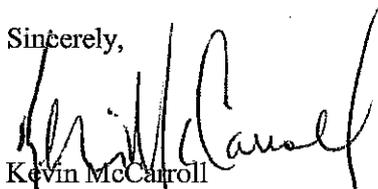
**RE: FINAL ORDER OF THE BOARD**  
**LICENSEE: Ibiza Inc**  
**TRADE NAME: Allure**  
**LOCATION: 528 2<sup>nd</sup> Ave, Seattle, WA 98104**  
**LICENSE NO. 084832-2E**  
**ADMINISTRATIVE VIOLATION NOTICE NO: 2E1070C**  
**LCB HEARING NO. 23,845**  
**UBI: 602 015 387 001 0001**

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.

**The applicable monetary penalty is due by February 10, 2012 or suspension will take place on the dates indicated in the order.** 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 (2)

cc: Tukwila and Seattle Enforcement and Education Divisions, WSLCB  
Teresa Young, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602 [www.liq.wa.gov](http://www.liq.wa.gov)

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

IBIZA INC  
d/b/a ALLURE  
528 2<sup>nd</sup> Ave  
SEATTLE, WA 98104-2336

LICENSEE

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AVN 2E1070C

LCB NO. 23,845  
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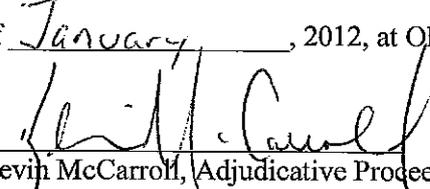
DECLARATION OF SERVICE BY MAIL

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 Licensees, by Campus Mail for the Office of Attorney General, on the date below to:

IBIZA INC  
d/b/a ALLURE  
528 2<sup>nd</sup> Ave  
SEATTLE, WA 98104-2336

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

DATED this 14<sup>th</sup> day of January, 2012, at Olympia, Washington.

  
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