BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: PAKS ENTERPRISE INC d/b/a CITY LIMIT DELI MART 5101 E VALLEY HWY SUMNER, WA 98390-2416 LICENSE APPLICANT LICENSE APPLICATION NO. 365116	LCB NO. 23,856 OAH NO. 2013-LCB-0074 FINAL ORDER OF THE BOARD

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

1. The Licensing Director of the Liquor Control Board issued a Statement of Intent to Restrict Liquor License, dated July 11, 2011, based on an application to remove Jenny Soon Pak from the corporate entity as a 50% stockholder/Secretary since she is no longer qualified, as a principal of the licensed entity, to hold a liquor license. Jenny Soon Pak has accrued a criminal history, including 12 points for a Felony Conviction of Lottery Ticket Forgery/Alteration;
2. The Licensing Director's intent is to approve the change of corporate officer removal and place a condition on the license to restrict Jenny Soon Pak from having any involvement in the licensed business to include ownership, management, or employment;
3. A timely hearing request was received from the Licensee;
4. Isaac B. Williamson, Assistant Attorney General, represented the Licensing and Regulation Division of the Board. Attorney Kevin L. Johnson represented Applicant Paks Enterprise Inc. d/b/a City Limit Deli Mart.

Washington State Liquor Control Board
3000 Pacific Ave, S.E.
P.O. Box 43076
Olympia, WA 98504-3076
Phone: 360-664-1602

5. An administrative hearing was scheduled to take place on January 6, 2014 before Robert Krabill, Administrative Law Judge with the Office of Administrative Hearings.
6. On December 26, 2013, the Applicant filed its Withdrawal of Hearing Request Scheduled for January 6, 2014.
7. On January 6, 2013, Administrative Law Judge Robert Krabill entered his Order of Dismissal based on the Applicants request.
8. 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;

IT IS HEREBY ORDERED that the Statement of Intent to Restrict Liquor License dated July 11, 2011 is AFFIRMED and adopted as the Final Order of the Board and that the license application for Paks Enterprises Inc d/b/a City Limit Deli Mart located at 5101 East Valley Highway in Sumner, Washington, License 365116 is hereby APPROVED WITH RESTRICTION barring Jenny Soon Pak from any involvement in the licensed business including ownership, management, or employment.

DATED at Olympia, Washington this 11 day of February, 2014.

WASHINGTON STATE LIQUOR CONTROL BOARD

Sharon Foster

Ruthann Kurose

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

February 12, 2014

Kevin L. Johnson,
Attorney for Licensee
1405 Harrison Ave NW Ste 204
Olympia, WA 98502-5327

Song Kil Pak
Paks Enterprise Inc.
d/b/a City Limit Deli Mart
5101 E Valley Hwy
Sumner, WA 98390-2416

Isaac B. Williamson, 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: Paks Enterprise Inc.
TRADE NAME: City Limit Deli Mart
LOCATION: 5101 E Valley Hwy, Sumner, WA 98390-2416
LICENSE NO. 365116-1Q
LCB HEARING NO. 23,856
OAH NO. 2013-LCB-0074
UBI: 602-530-896-001-0001

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter.

If you have any questions, please contact me at (360) 664–1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)
cc: Sharon Hendricks, Policy and Compliance Manager, Licensing, WSLCB
Tacoma and Olympia Enforcement and Education Divisions, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: PAKS ENTERPRISE INC. d/b/a CITY LIMIT DELI MART 5101 E VALLEY HWY SUMNER, WA 98390-2416 LICENSEE LICENSE NO. 365116	LCB NO. 24,856 OAH NO. 2013-LCB-0074 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 applicants and licensees, by campus mail for state offices, on the date below to:

KEVIN L. JOHNSON, ATTORNEY FOR LICENSEE 1405 HARRISON AVE NW STE 204 OLYMPIA, WA 98502-5327	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION ISAAC WILLIAMSON, ASSISTANT ATTORNEY GENERAL
PAKS ENTERPRISE INC. d/b/a CITY LIMIT DELI MART 5101 E VALLEY HWY SUMNER, WA 98390-2416	

DATED this 12th day of February, 2014, at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator

Washington State Liquor Control Board
3000 Pacific Avenue SE
PO Box 43076
Olympia, WA 98504-3076
(360) 664-1602

RECEIVED
JAN 16 2014
Liquor Control Board
Board Administration

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

In the Matter of Intent to Restrict for the privileges of a Grocery Store Beer/Wine for: Song Kil Pak Paks Enterprises, Inc. City Limit Deli Mart 5101 E Valley Hwy Sumner, WA 98390-2415 Location Address: 5101 E Valley Hwy Sumner, WA 98390-2415 Respondent. License Application No. 365116 UBI No. 602 530 896 001 0001	OAH Docket No. 2013-LCB-0074 LCB No. 23,856 **ORDER OF DISMISSAL**

On December 20, 2013, the Respondent, City Limit Deli Mart, withdrew its request for hearing.

Because City Limit Deli Mart's withdrawal removes my jurisdiction and resolves every issue, I should and do dismiss this matter.

Now, Therefore,

IT IS ORDERED:

1. All hearing dates previously noted are stricken.

2. This matter is DISMISSED.

Issued on the Date of Mailing.

Administrative Law Judge
Robert Krabill

CERTIFICATE OF SERVICE ATTACHED

Office of Administrative Hearings
949 Market Street, Suite 500
Tacoma, WA 98402
Tel: (253) 476-6888 Fax: (253) 593-2200