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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LINSKY, INC., d/b/a
STEWARTS PLACE
709 1ST STREET
SNOHOMISH, WA 98290-2902

LICENSEE

LICENSE NO. 367262
AVN NO. 3G1203B

OAH NO. 2011-LCB-0062
LCB NO. 23,873

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) represented by its attorneys ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, LINSKY, INC., d/b/a STEWART'S PLACE (Licensee), by and through its attorney DAVID OSGOOD, 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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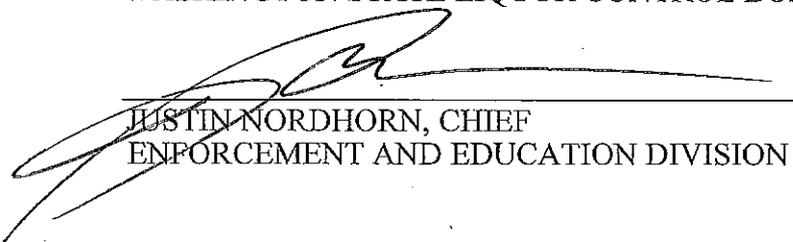
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1 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for Case No.
2 23,873 is approved and adopted in its entirety by this order; that the violation charged in the
3 Complaint dated October 20, 2011, is sustained, and the Licensee shall pay a total monetary
4 penalty of three hundred dollars (\$300.00) for the above-referenced Complaint. The monetary
5 penalty shall be paid within thirty (30) days of the date of the Final Order of the Washington
6 State Liquor Control Board. In the event that the Licensee fails to timely pay the monetary
7 penalty the Licensee shall be subject to a five (5) day suspension of its liquor license, the dates
8 of suspension to be determined by the Washington State Liquor Control Board.

9
10 DATED this 02 day of MARCH, 2012.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

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14 JUSTIN NORDHORN, CHIEF
15 ENFORCEMENT AND EDUCATION DIVISION
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RECEIVED

FEB 29 2012

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,873

LINSKY, INC., d/b/a
STEWARTS PLACE
709 1ST STREET
SNOHOMISH, WA 98290-2902

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 367262
AVN NO. 3G1203B

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, LINSKY, INC., d/b/a STEWART'S PLACE (Licensee) by and through its attorney DAVID OSGOOD hereby enter into this Stipulated Settlement Agreement for LCB Case No. 23,873.

I. INTRODUCTION

On October 20, 2011, the Washington State Liquor Control Board issued a complaint alleging that on or about July 22, 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, contrary to RCW 66.44.310(1)(a) and WAC 314-11-020(2).

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1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Licensee have agreed to enter into the following Stipulated
3 Settlement Agreement concerning the above-referenced case. Enforcement and the Licensee
4 agree to the following:

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

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

10 3. 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 4. The Licensee disputes the truth of the allegations contained in the above-
13 referenced Complaint. However, in order to take advantage of Enforcement's offer of
14 settlement, to avoid legal expenses attendant with further proceedings, and in recognition of
15 the fact that if this matter were to proceed to a hearing there is a risk to the Licensee that an
16 administrative proceeding would result in the conclusion that: on or about July 22, 2011, the
17 above-named Licensee, or employee(s) thereof, allowed a person(s) under twenty-one (21)
18 years of age, to enter and remain in a portion of the licensed premise designated as off-limits to
19 persons less than twenty-one (21) years of age, contrary to RCW 66.44.310(1)(a) and WAC
20 314-11-020(2). Therefore, the Licensee agrees to stipulate to the violation set forth in the
21 above-referenced Complaint, solely to take advantage of Enforcement's offer of settlement.

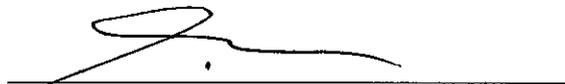
22 5. The parties agree that the Washington State Liquor Control Board will consider
23 that the violations set forth in the above referenced Complaint, as specified at Part I and Part II,
24 ¶4, have been sustained.

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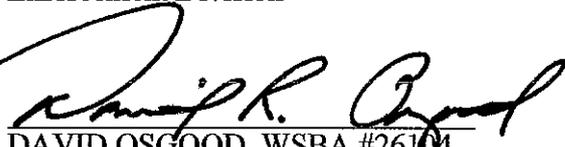
10. The parties recognize that this Settlement Agreement is subject to approval by the WASHINGTON STATE LIQUOR CONTROL BOARD.

DATED this 22 day of February 2012.

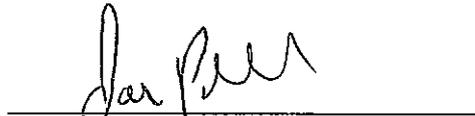
ROBERT M. MCKENNA
Attorney General



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



DAVID OSGOOD, WSBA #26104
Attorney for Licensee



JOEL R. POLL
Officer of Linsky Inc.
d/b/a Stewart's Place



Washington State
Liquor Control Board

March 12, 2012

David Osgood, Attorney for Licensee
1411 4th Ave Ste 1506
Seattle, WA 98101-2247

Joel R. Poll
Linsky Inc, Licensee
d/b/a Stewart's Place
709 1st Street
Snohomish, WA 98290-2902

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

LICENSEE: Linsky Inc.

TRADE NAME: Stewarts Place

LOCATION: 709 1st Street, Snohomish, WA 98290

LICENSE NO. 367262-3G

ADMINISTRATIVE VIOLATION NOTICE NO: 3G1203B

LCB HEARING NO. 23,873

OAH HEARING NO. 2011-LCB-0062

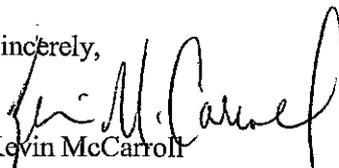
UBI: 602 075 577 001 0001

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, as well as a copy of the Stipulated Settlement Agreement. **The applicable monetary penalty is due by April 11, 2012. If not paid timely, then suspension will take place from 10:00 a.m. on April 26, 2012 until 10:00 a.m. on May 1, 2012.**

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 (3)

cc: Mt. Vernon Enforcement and Education Division, WSLCB
Teresa Young, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,873
OAH NO. 2011-LCB-0062

LINSKY INC
d/b/a STEWART'S PLACE
709 1ST STREET
SNOHOMISH, WA 98290-2902

DECLARATION OF SERVICE BY MAIL

LICENSEE

LICENSE NO. 367262
AVN NO. 3G1203B

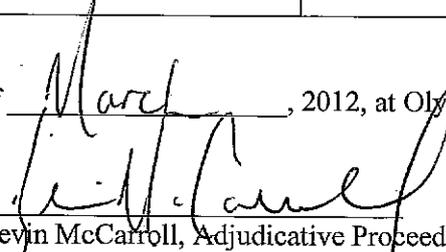
I certify that I caused a copy of the FINAL ORDER OF THE BOARD APPROVING STIPULATED SETTLEMENT AGREEMENT in the above-referenced matter to be served on all parties or their counsel of record by US Mail Postage Prepaid via Consolidated Mail Service for Licensees, by Campus Mail for the Office of Attorney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

DAVID OSGOOD, ATTORNEY FOR
LICENSEE
1411 4TH AVE STE 1506
SEATTLE, WA 98101-2247

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

JOEL R. POLL
LINSKY INC, LICENSEE
d/b/a STEWART'S PLACE
709 1ST STREET
SNOHOMISH, WA 98290-2902

DATED this 12th day of March, 2012, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL