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2
3 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,899

5 AGM PETROLEUM, INC. d/b/a
6 ISSAQUAH SHELL

FINAL ORDER OF THE BOARD

7 16300 RENTON ISSAQUAH RD SE
8 RENTON, WA 98059

~~PROPOSED~~

9 LICENSEE

10 LICENSE NO. 369927
11 AVN NO. 2M1241C

12 THIS MATTER having come before the Washington State Liquor Control Board
13 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
14 (Enforcement) by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and
15 STEPHANIE U. HAPPOLD, Assistant Attorney General, and AGM PETROLEUM, INC.
16 d/b/a ISSAQUAH SHELL (Licensee) of Renton, Washington, through its attorney, KEN
17 GROVER, and its representative, GURSEWAK BRAR, and the parties having voluntarily
18 entered into a stipulated settlement agreement for AVN 2M1241C, Case Number 23,899, and
19 the Board having considered the stipulated settlement agreement and Enforcement's
20 memorandum recommending acceptance of the stipulated settlement agreement, and the Board
21 having had the opportunity to review the file materials maintained in this case, now therefore:

22 IT IS HEREBY ORDERED that the following violations for AVN 2M1241C for Case
23 Number 23,899 are sustained:

24 (1) On or about August 29, 2011, the above-named Licensee, or an employee(s)
25 thereof, gave, sold and/or supplied liquor to a person(s) under the age of twenty-one (21),
26 contrary to RCW 66.44.270(1).

1 (2) On or about August 29, 2011, an employee(s) of the above-named Licensee was
2 under the age of twenty-one years of age and gave, sold and/or supplied liquor to a person(s)
3 under the age of twenty-one (21), contrary to WAC 314-11-040.

4 IT IS FURTHER ORDERED that the following violation for AVN 2M1241C for Case
5 Number 23,899 is dismissed with prejudice:

6 (1) On or about August 29, 2011, the above-named Licensee, or an employee(s)
7 thereof, knowingly and willfully resisted or opposed a liquor enforcement officer in the
8 discharge of his duties under Title 66 RCW, or aided and abetted such resistance or opposition,
9 contrary to RCW 66.44.370.

10 IT IS FURTHER ORDERED that within thirty (30) days of this order, the Licensee
11 shall pay four hundred dollars (\$400.00) for the violation of selling, giving, supplying liquor to
12 a person under the age of twenty-one (21) and four hundred dollars (\$400.00) for the violation
13 of allowing an employee under twenty-one years of age to sell, give, and/or supply liquor to a
14 person(s) under the age of twenty-one (21), **for a total of eight hundred dollars (\$800.00).**

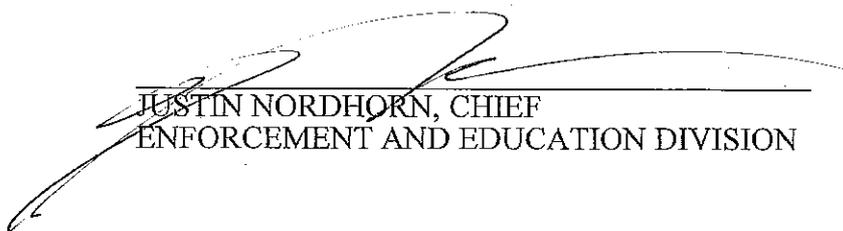
15 Payment shall be sent to:

16 Washington State Liquor Control Board
17 P.O. Box 43085
18 Olympia, WA 98504-3085

19 In the event the Licensee fails to make full and timely payment of the monetary penalty, the
20 Licensee shall serve an eight (8) day suspension of its liquor license, the dates and time of
21 which shall be set by the Washington State Liquor Control Board.

22 DATED this 01 day of MAY, 2012.

23 WASHINGTON STATE LIQUOR CONTROL BOARD

24
25 
26 JUSTIN NORDHORN, CHIEF
ENFORCEMENT AND EDUCATION DIVISION

APR 26 2012

Liquor Control Board
Board Administration

**STATE OF WASHINGTON
LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. 23,899

AGM PETROLEUM, INC. d/b/a
ISSAQUAH SHELL

16300 RENTON ISSAQUAH RD SE
RENTON, WA 98059

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 369927
AVN NO. 2M1241C

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) by and through its attorneys, ROBERT M. MCKENNA, Attorney General and STEPHANIE U. HAPPOLD, Assistant Attorney General, and AGM PETROLEUM, INC. d/b/a ISSAQUAH SHELL (Licensee) of Renton, Washington, through its attorney, KEN GROVER, and its representative, GURSEWAK BRAR, hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) case number 23,899, arising from Administrative Violation Notice (AVN) 2M1241C.

I. INTRODUCTION

1. In LCB No. 23,899, the Enforcement issued AVN 2M1241C on August 30, 2011, alleging that:

(1) on or about August 29, 2011, the above-named Licensee, or an employee(s) thereof, gave, sold and/or supplied liquor to a person(s) under the age of twenty-one (21), contrary to RCW 66.44.270(1).

(2) on or about August 29, 2011, an employee(s) of the above-named Licensee was under the age of twenty-one years of age and gave, sold and/or supplied liquor to a person(s) under the age of twenty-one (21), contrary to WAC 314-11-040.

AGM PETROLEUM, INC. d/b/a
ISSAQUAH SHELL
LCB NO. 23,899

OFFICE OF THE ATTORNEY GENERAL
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

STIPULATED SETTLEMENT
AGREEMENT

1 (3) on or about August 29, 2011, the above-named Licensee, or an employee(s) thereof,
2 knowingly and willfully resisted or opposed a liquor enforcement officer in the
3 discharge of his duties under Title 66 RCW, or aided and abetted such resistance or
4 opposition, contrary to RCW 66.44.370.

5 2. Enforcement and the Licensee wish to enter into a settlement agreement
6 concerning the above-referenced AVN.

7 **II. AGREEMENT OF THE PARTIES**

8 Enforcement and the Licensee have agreed to resolve LCB Case No. 23,899 via
9 settlement. Enforcement and the Licensee agree to the following:

10 1. The parties enter into this agreement to avoid the time and expense of further
11 litigation.

12 2. The Licensee explicitly waives the right of further administrative review of all
13 matters related to the above-referenced AVN. Furthermore, the Licensee hereby voluntarily
14 withdraws its request for a hearing in this matter.

15 3. This Agreement constitutes the final written expression of all the terms of this
16 agreement and is a complete and exclusive statement of these terms, and shall be effective
17 when signed by all parties and/or their legal representatives.

18 4. In LCB Case No. 23,899, The Licensee admits that:

19 A. On or about August 29, 2011, the above-named Licensee, or an
20 employee(s) thereof, gave, sold and/or supplied liquor to a person(s)
21 under the age of twenty-one (21), contrary to RCW 66.44.270(1).

22 B. On or about August 29, 2011, an employee(s) of the above-named
23 Licensee was under the age of twenty-one years of age and gave, sold
24 and/or supplied liquor to a person(s) under the age of twenty-one (21),
25 contrary to WAC 314-11-040.
26

1 5. In consideration of and for this stipulation, Enforcement agrees to the
2 withdrawal of the additional allegation contained in the AVN. Specifically, Enforcement
3 agrees to dismiss the allegation that on or about August 29, 2011, the above-named Licensee,
4 or an employee(s) thereof, knowingly and willfully resisted or opposed a liquor enforcement
5 officer in the discharge of his duties under Title 66 RCW, or aided and abetted such resistance
6 or opposition, contrary to RCW 66.44.370

7 6. The parties agree that the standard penalty for:

8 A. A first violation for selling, giving, supplying liquor to a person under
9 the age of twenty-one (21) is a five (5) day suspension of its liquor
10 license or a five hundred dollar (\$500) monetary penalty.

11 B. A first violation for allowing an under twenty-one years of age
12 employee of the above-named Licensee to sell, give, and/or supply
13 liquor to a person(s) under the age of twenty-one (21), is a five (5) day
14 suspension of its liquor license or a five hundred dollar (\$500) monetary
15 penalty.

16 C. The parties agree that the standard total penalty for the above-listed
17 violations is a ten (10) day suspension or a one thousand dollar (\$1,000)
18 monetary penalty.

19 7. The parties agree that:

20 A. For the violation of selling, giving, supplying liquor to a person under
21 the age of twenty-one (21), the Licensee will pay a monetary penalty of
22 four hundred dollars (\$400.00).

23 B. For the violation of allowing an under twenty-one years of age employee
24 of the above-named Licensee to sell, give, and/or supply liquor to a
25 person(s) under the age of twenty-one (21), the Licensee will pay a
26 monetary penalty of four hundred dollars (\$400.00).

1 8. The Licensee shall pay a total monetary penalty of eight hundred dollars (\$800)
2 no later than thirty (30) days after the date of the Final Order of the Board. Payment shall be
3 sent to:

4 Washington State Liquor Control Board
5 P.O. Box 43085
6 Olympia, WA 98504-3085

7 9. In the event that the Licensee fails to make full and timely payment of the
8 monetary penalty as required in Section II, Paragraph 8, the Licensee shall serve an eight (8)
9 day suspension of its liquor license, the dates and time of which shall be set by the Washington
10 State Liquor Control Board.

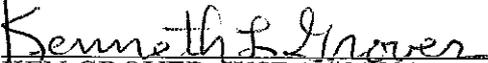
11 10. The parties recognize that this settlement agreement is subject to approval by
12 the Washington State Liquor Control Board.

13 11. The undersigned parties declare that the terms of this Settlement Agreement are
14 completely read, wholly understood, and voluntarily accepted for the purpose of making a full
15 and final compromise and settlement of any and all violations arising from the above-
16 referenced AVN.

17 ROBERT M. MCKENNA
18 Attorney General

19 
20 STEPHANIE U. HAPPOLD, WSBA #38112
21 Assistant Attorney General
22 Attorneys for LCB Enforcement

23 4/25/12
24 DATE

25 
26 KEN GROVER, WSBA #21581
Attorney for the Licensee

04/19/2012
DATE


GURSEWAK BRAR
Representative for the Licensee

04/19/2012
DATE

AGM PETROLEUM, INC. d/b/a
ISSAQUAH SHELL
LCB NO. 23,899



Washington State
Liquor Control Board

May 2, 2012

Kenneth Grover, Attorney for Licensee
14423 15th Ave SW
Burien, WA 98166-1034

Gursewak Brar, Representative
AGM Petroleum Inc, Licensee
d/b/a Issaquah Shell
16300 SE Renton-Issaquah Rd
Renton, W A98059-6224

Stephanie Happold, 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: AGM Petroleum Inc
TRADE NAME: Issaquah Shell
LOCATION: 16300 SE Renton-Issaquah Rd, Renton, WA 98059
LICENSE NO. 369927-2M
ADMINISTRATIVE VIOLATION NOTICE NO. 2M1241C
LCB HEARING NO. 23,899
UBI: 6015089080010002

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 June 1, 2012. If payment is not received timely, then an eight (8) day suspension will take place from 6:00 p.m. on June 21, 2012 until 6:00 p.m. on June 29, 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

cc: Tukwila Enforcement and Education Division, WSLCB
Teresa Young, WSLCB

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

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,899

AGM PETROLEUM INC
d/b/a ISSAQUAH SHELL
16300 SE RENTON-ISSAQUAH
RD
RENTON, W A 98059-6224

DECLARATION OF SERVICE BY
MAIL

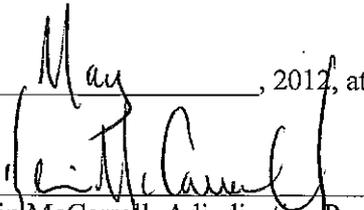
LICENSEE

LICENSE NO. 369927-2M
AVN NO. 2M1241C

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:

KENNETH GROVER, ATTORNEY FOR LICENSEE 14423 15 TH AVE SW BURIEN, WA 98166-1034	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION STEPHANIE HAPPOLD, ASSISTANT ATTORNEY GENERAL
GURSEWAK BRAR, REPRESENTATIVE AGM PETROLEUM INC, LICENSEE d/b/a ISSAQUAH SHELL 16300 SE RENTON-ISSAQUAH RD RENTON, W A98059-6224	

DATED this 2nd day of May, 2012, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator