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

8 IN THE MATTER OF:

LCB NO. 23,939

9 SWANSON TAV LLC d/b/a  
JACK-SONS SPORTS BAR

FINAL ORDER OF THE BOARD  
[PROPOSED]

10 432 SOUTH 48<sup>TH</sup> ST.  
11 YAKIMA, WA 98908

12 LICENSEE

13 LICENSE NO. 074679  
AVN NO. 4J1327A

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) by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and  
17 MARISA E. BROGGEL, Assistant Attorney General, SWANSON TAV LLC d/b/a JACK-  
18 SONS SPORTS BAR (Licensee), by and through its attorney, LOU V. DELORIE, and the  
19 parties having voluntarily entered into a stipulated settlement agreement for Administrative  
20 Violation Notice (AVN) No. 4J1327A, Case No. 23,939, and the Board having considered the  
21 stipulated settlement agreement and Enforcement's memorandum recommending acceptance  
22 of the stipulated settlement agreement, and the Board having had the opportunity to review the  
23 file materials maintained in this case, now, therefore:

24 IT IS HEREBY ORDERED that the allegations set forth in AVN No. 4J1327A and  
25 Enforcement's Complaint dated March 8, 2012, to wit: that on or about November 23, 2011,  
26 the above-named Licensee, or employee(s) thereof, allowed an apparently intoxicated person

FINAL ORDER OF THE BOARD  
SWANSON TAV, LLC d/b/a  
JACK-SON'S SPORTS BAR  
23,939  
[PROPOSED]

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

ORIGINAL

1 to possess and/or consume liquor on the licensed premises contrary to WAC 314-16-150, is  
2 sustained.

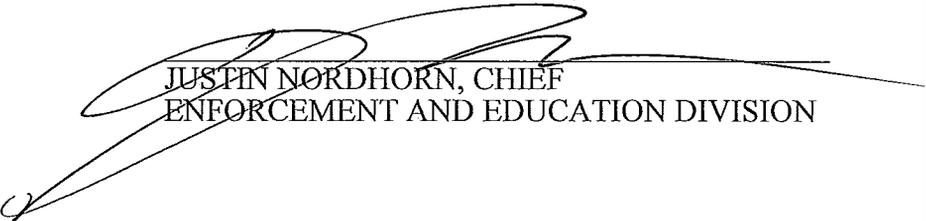
3 IT IS FURTHER ORDERED that the Licensee shall pay a monetary penalty of three  
4 hundred dollars (\$300) within thirty (30) days of this order, to:

5 **Washington State Liquor Control Board**  
6 **Enforcement and Education Division**  
7 **3000 Pacific Ave. SE**  
8 **PO Box 43085**  
9 **Olympia, WA 98504-3085**

10 In the event the Licensee fails to make full and timely payment of the monetary  
11 penalty, the Licensee shall serve a five (5) day suspension of its liquor license, the dates and  
12 time of which shall be set by the Washington State Liquor Control Board.

13 DATED this 28 day of August, 2012.

14 WASHINGTON STATE LIQUOR CONTROL BOARD

15   
16 JUSTIN NORDHORN, CHIEF  
17 ENFORCEMENT AND EDUCATION DIVISION  
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**RECEIVED**

AUG 21 2012

Liquor Control Board  
Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

SWANSON TAV LLC d/b/a  
JACK-SONS SPORTS BAR

432 SOUTH 48<sup>TH</sup> ST.  
YAKIMA, WA 98908

LICENSEE

LICENSE NO. 074679  
AVN NO. 4J1327A

2012-LCB-0013  
LCB NO. 23,939

STIPULATED SETTLEMENT  
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and MARISA E. BROGGEL, Assistant Attorney General, and SWANSON TAV LLC d/b/a JACK-SONS SPORTS BAR (Licensee), by and through its attorney, LOU V. DELORIE hereby enter into this stipulated settlement agreement for Washington State Liquor Control Board (Board) Case No. 23,939, arising from Administrative Violation Notice (AVN) No. 4J1327A.

**I. INTRODUCTION**

The Washington State Liquor Control Board Enforcement and Education Division (Enforcement) charged the licensee with the following violation of Title 66 RCW and/or Title 314 WAC by its complaint dated March 8, 2012:

That on or around November 23, 2011, the above-named Licensee or employee(s) thereof allowed an apparently intoxicated person to possess and/or consume liquor on the licensed premises, contrary to WAC 314-16-150.

STIPULATED SETTLEMENT  
AGREEMENT  
SWANSON TAV, LLC d/b/a  
JACK-SON'S SPORTS BAR  
23,939

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

**ORIGINAL**

1 Enforcement and the Licensee wish to enter into a settlement agreement concerning the  
2 above-referenced Complaint.

3  
4 **II. AGREEMENT OF THE PARTIES**

5 Enforcement and the Licensee agree to the following:

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

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

11 3. This Agreement constitutes the final written expression of all the terms of this  
12 Agreement and is a complete and exclusive statement of these terms.

13 4. The Licensee stipulates to the violation set forth in the Complaint.  
14 Specifically, the Licensee admits that or around November 23, 2011, the Licensee or  
15 employee(s) thereof permitted an apparently intoxicated person to possess and/or consume  
16 liquor on the licensed premises, in violation of WAC 314-16-150.

17 5. The Licensee stipulates that this is the Licensee's first violation of this type  
18 within a twenty-four (24) month period, for which the standard penalty is a monetary penalty  
19 of five hundred dollars (\$500) or suspension of the Licensee's liquor license for five (5) days.

20 6. The Licensee agrees to pay a monetary penalty of three hundred dollars (\$300)  
21 within thirty (30) days of the date of the Final Order of the Board, no later than 4:00 p.m. on  
22 the applicable date, for the violation stipulated to in Section II, Paragraph 4. Payment shall be  
23 sent to:

24 **Washington State Liquor Control Board**  
25 **Enforcement and Education Division**  
26 **3000 Pacific Ave. SE**  
**PO Box 43085**  
**Olympia, WA 98504-3085**

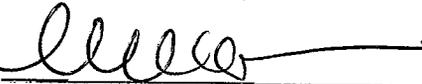
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7. In the event that the Licensee fails to make the full payment of the monetary penalty on time, as set out and required by Section II, Paragraph 6, the Licensee shall be subject to a five (5) day suspension of its liquor license, the dates and times of suspension to be determined by the Board.

8. The parties recognize that this Agreement is subject to approval by the Board.

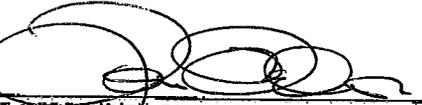
9. The undersigned parties declare that the terms of this Agreement are completely read, wholly understood, and voluntarily accepted for the purpose of making a full and final compromise and settlement of any and all violations arising from the above-referenced Complaint.

ROBERT M. MCKENNA  
Attorney General



MARISA E. BROGGEL, WSBA #41767  
Assistant Attorney General  
Attorneys for Washington State  
Liquor Control Board Education and  
Enforcement Division

8/13/2012  
DATE



LOU V. DELORIE, WSBA #10622  
Attorney for Licensee  
Swanson Tav, LLC d/b/a  
Jack-Sons Sports Bar

8/2/12  
DATE



STEVE SWANSON  
Member  
Swanson Tav, LLC d/b/a  
Jack-Sons Sports Bar, Licensee

DATE 8/3/12



Washington State  
Liquor Control Board

---

August 30, 2012

Lou V. Delorie JR  
Attorney for Licensee  
Delorie Johnson PLLC  
917 Triple Crown Way Ste 200  
Yakima, WA 98908-2426

Steve Swanson, Member  
Swanson Tav LLC, Licensee  
d/b/a Jack-Sons Sports Bar  
432 S 48<sup>th</sup> Ave  
Yakima, WA 98908-3407

Marisa Broggel, 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: Swanson Tav LLC**  
**TRADE NAME: Jack-Sons Sports Bar**  
**LOCATION: 432 S 48<sup>th</sup> Ave, Yakima, WA 98908-3407**  
**LICENSE NO. 074679-4D**  
**ADMINISTRATIVE VIOLATION NOTICE NO. 4J1327A**  
**LCB HEARING NO. 23,939**  
**UBI: 601 827 055 001 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 October 1, 2012. If payment is not received timely, then suspension will take place from 11:00 a.m. on October 24, 2012 until 11:00 a.m. on October 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: Spokane and Pasco 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)

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,939

5 SWANSON TAV LLC  
6 d/b/a JACK-SONS SPORTS BAR  
7 432 S 48TH AVE  
8 YAKIMA, WA 98908-3407

DECLARATION OF SERVICE BY MAIL

LICENSEE

9 LICENSE NO. 074679  
10 AVN NO. 4J1327A

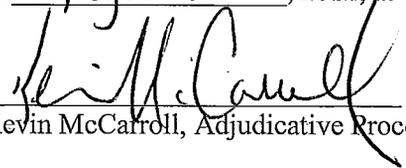
11 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-referenced  
12 matter to be served on all parties or their counsel of record by US Mail Postage Prepaid via  
13 Consolidated Mail Service for Licensees, by Campus Mail for the Office of Attorney General, on the  
14 date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

15  
16 LOU V. DELORIE JR  
17 ATTORNEY FOR LICENSEE  
18 DELORIE JOHNSON PLLC  
19 917 TRIPLE CROWN WAY STE 200  
20 YAKIMA, WA 98908-2426

OFFICE OF THE ATTORNEY GENERAL  
MAIL STOP 40100, GCE DIVISION  
MARISA E. BROGGEL, ASSISTANT  
ATTORNEY GENERAL

21 STEVE SWANSON, MEMBER  
22 SWANSON TAV LLC, LICENSEE  
23 d/b/a JACK-SONS SPORTS BAR  
24 432 S 48<sup>TH</sup> AVE  
25 YAKIMA, WA 98908-3407

26 DATED this 30<sup>th</sup> day of August, 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