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

8 IN THE MATTER OF:

NO. 23,949

9 CLE ELUM SHORT STOP LLC d/b/a
10 CLE ELUM 76 STATION

FINAL ORDER OF THE BOARD
~~PROPOSED~~

11 1000 E. 1ST STREET
CLE ELUM, WA 98922

12 LICENSE NO. 367966
13 AVN NO. 4E2013A

14 THIS MATTER having come before the Washington State Liquor Control
15 Board (Board) and the Washington State Liquor Control Board Education and Enforcement
16 Division (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney
17 General, and TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, CLE ELUM
18 SHORT STOP LLC d/b/a CLE ELUM 76 STATION, through its representative, TIMOTHY T.
19 TRAN, Attorney for Licensee, and the Board having considered the Stipulated Settlement
20 Agreement and Enforcement's memorandum recommending acceptance of the Settlement
21 Agreement, and the Board having had the opportunity to review the file materials maintained
22 in this case, now therefore:

23 IT IS HEREBY ORDERED the Board accepts, adopts, and incorporates herein by
24 reference the Stipulated Settlement Agreement between Enforcement and the Licensee in the
25 above-captioned matter and further that the violation set forth in the Administrative Violation
26

1 Notice 4E2013A is sustained and the Licensee shall pay a three hundred dollar (\$300)
2 monetary penalty for the above-referenced violation.

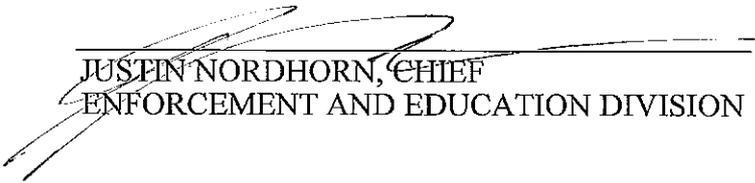
3 **Payment shall be made in full within thirty (30) days of entry of this Final Order**
4 **and sent to:**

5 **Washington State Liquor Control Board**
6 **PO Box 43085**
7 **Olympia, WA 98504-3085**

8 In the event the Licensee does not fully and timely satisfy the penalties and conditions
9 set forth in this order, then the standard penalty of a five (5) day suspension shall be imposed,
10 the dates and time of which shall be set by the Washington State Liquor Control Board.

11 DATED this 15 day of JUNE, 2012.

12 WASHINGTON STATE LIQUOR CONTROL BOARD

13 
14 JUSTIN NORDHORN, CHIEF
15 ENFORCEMENT AND EDUCATION DIVISION

JUN 13 2012

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. 23,949

CLE ELUM SHORT STOP LLC d/b/a
CLE ELUM 76 STATION

STIPULATED SETTLEMENT
AGREEMENT

1000 E. 1ST STREET
CLE ELUM, WA 98922

LICENSEE

AVN NO. 4E2013A
LICENSE NO. 367966

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys ROBERT M. MCKENNA, Attorney General and TIMOTHY D. FORD, Assistant Attorney General, and the Licensee CLE ELUM SHORT STOP LLC d/b/a CLE ELUM 76 STATION, represented by TIMOTHY T. TRAN, Attorney for Licensee, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,949.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division served the above-named Licensee, in Administrative Violation Notice (AVN) No. 4E2013A, alleging that the Licensee or employee(s) thereof, gave, sold and/or supplied liquor to a person(s) under the age of twenty-one (21) years, in violation of RCW 66.44.270 and WAC 314-11-020(1). The AVN shows a two (2) year violation history and is cited as the first

1 violation of its kind which reflects a penalty of five hundred dollars (\$500) or a five (5) day
2 suspension of the license.

3 Enforcement and the Licensee wish to enter into a settlement agreement concerning the
4 above-referenced AVN.

5 **II. AGREEMENT OF THE PARTIES**

6 Enforcement and the Licensee agree to the following:

7 1. Enforcement and the Licensee enter into this agreement to avoid the time and
8 expense of further litigation. The Licensee explicitly waives the right of further administrative
9 review of all matters related to the above-referenced violation and AVN. The Licensee hereby
10 voluntarily withdraws its request for a hearing in this matter.

11 2. 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 3. The Licensee admits the violation set forth above and referenced in the AVN:
14 On or about January 13, 2012, the above-named Licensee, or employee(s) thereof, gave, sold
15 and/or supplied liquor to a person(s) under the age of twenty-one (21) years, in violation of
16 RCW 66.44.270 and WAC 314-11-020(1).

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

20 5. In consideration of and for this settlement agreement, the Licensee agrees to pay
21 a total monetary penalty of three hundred dollars (\$300) no later than thirty (30) days after
22 entry of the Final Order of the Board.

23 **Payments shall be made out to the Washington State Liquor Control Board no**
24 **later than 4:00 p.m. on the applicable date and sent to:**

25 **Washington State Liquor Control Board**
26 **P.O. Box 43085**
Olympia, WA 98504-3085

1 6. In the event that the Licensee does not fully and timely satisfy the penalties and
2 conditions set forth in Section II, Paragraph 5, then the standard penalty shall be imposed as
3 referenced under Section II, Paragraph 4.

4 7. The undersigned parties declare that the terms of this Settlement Agreement are
5 completely read, wholly understood, and voluntarily accepted for the purpose of making a full
6 and final compromise and settlement of any and all claims arising from the above referenced
7 AVN.

8 8. The parties recognize that this settlement agreement is subject to approval by
9 the Washington State Liquor Control Board.

10 STIPULATED AND AGREED TO by:

11 ROBERT M. MCKENNA
12 Attorney General

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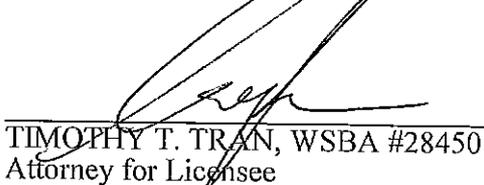
14 _____
15 TIMOTHY D. FORD, WSBA #29254
16 Assistant Attorney General
17 Attorneys for Washington State
18 Liquor Control Board Education
19 and Enforcement Division

20 6/12/12
21 Date

22 

23 _____
24 PAUL JHUTY, Representative for
25 CLE ELUM SHORT STOP LLC d/b/a
26 CLE ELUM 76 STATION, Licensee

27 5-24-12
28 Date

29 

30 _____
31 TIMOTHY T. TRAN, WSBA #28450
32 Attorney for Licensee

33 5/24/12
34 Date



**Washington State
Liquor Control Board**

June 15, 2012

Timothy Tran, Attorney for Licensee
Tran Law Group, PS
787 Maynard Ave S
Seattle, WA 98104-2987

Cle Elum Short Stop LLC, Licensee
d/b/a Cle Elum Short Stop
710 10th Ave SW
Quincy, WA 98848-1389

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

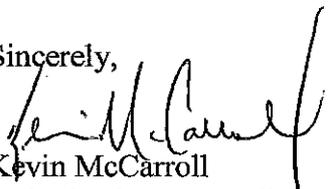
RE: FINAL ORDER OF THE BOARD
LICENSEE: Cle Elum Short Stop LLC
TRADE NAME: Cle Elum Short Stop
LOCATION: 1000 E 1st St, Cle Elum, WA 98922
LICENSE NO. 367966-4H
ADMINISTRATIVE VIOLATION NOTICE NO. 4E2013A
LCB HEARING NO. 23,949
UBI: 6031567720010001

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 July 16, 2012. If payment is not received timely, then suspension will take place from 10:00 a.m. on August 2, 2012 until 10:00 a.m. on August 7, 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 Wenatchee Enforcement and Education Divisions, WSLCB
Teresa Young, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 23,949

CLE ELUM SHORT STOP LLC
d/b/a CLE ELUM 76 STATION
1000 E 1ST STREET
CLE ELUM, WA 98922

DECLARATION OF SERVICE BY MAIL

LICENSEE

LICENSE NO. 367966
AVN NO. 4E2013A

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:

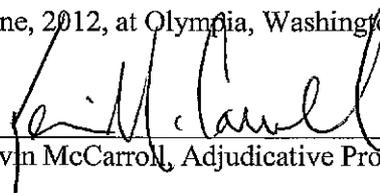
TIMOTHY TRAN, ATTORNEY FOR
LICENSEE
TRAN LAW GROUP, PS
787 MAYNARD AVE S
SEATTLE, WA 98104-2987

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

CLE ELUM SHORT STOP LLC, LICENSEE
D/B/A CLE ELUM SHORT STOP
710 10TH AVE SW
QUINCY, WA 98848-1389

CLE ELUM SHORT STOP LLC, LICENSEE
D/B/A CLE ELUM SHORT STOP
1000 E 1ST ST
QUINCY, WA 98922-1340

DATED this 15th day of June, 2012, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator