

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

VASHON INVESTMENT INC. d/b/a
RED BICYCLE BISTRO & SUSHI

17618 VASHON HWY SW
VASHON, WA 98070

LICENSE NO. 350076
AVN NO. 2K2068A

NO. 24,074

FINAL ORDER OF THE BOARD

[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) by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, VASHON INVESTMENT INC. d/b/a RED BICYCLE BISTRO & SUSHI, through its representative, MAG CHOI, and the parties having voluntarily entered into a stipulated settlement agreement for Case Number 24,074, and the Board having considered the stipulated settlement agreement and Enforcement's Memorandum recommending acceptance of the stipulated settlement agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED that the Administrative Violation Notice No. 2K2068A for Case Number 24,074 is sustained and the Licensee shall pay a monetary penalty of two

1 thousand one hundred dollars (\$2,100.00) in lieu of a suspension of the license. **The Payment**
2 **shall be sent to:**

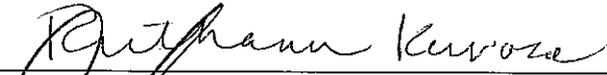
3 **Washington State Liquor Control Board**
4 **P.O. Box 43085**
5 **Olympia, WA 98504-3085**

6 In the event that the Licensee does not make a full and timely payment of the monetary
7 penalty, then the Licensee shall serve a seven day suspension of the license on a date to be
8 determined by order of the Board.

9 DATED this 11th day of SEPTEMBER, 2012.

10 WASHINGTON STATE LIQUOR CONTROL BOARD

11 
12 _____

13 
14 _____

15 
16 _____

17
18
19
20
21
22
23
24
25
26 Red Bicycle Bistro & Sushi
LICENSE NO. 350076-2K
LCB NO. 24,074

FINAL ORDER OF THE BOARD

2

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

~~PROPOSED~~

RECEIVED

SEP 11 2012

Liquor Control Board
Board Administration

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,074

VASHON INVESTMENT INC. d/b/a
RED BICYCLE BISTRO & SUSHI

STIPULATED SETTLEMENT
AGREEMENT

17618 VASHON HWY SW
VASHON, WA 98070

LICENSE NO. 350076
AVN NO. 2K2068A

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 VASHON INVESTMENT INC. d/b/a RED BICYCLE BISTRO & SUSHI, through its representative, MAG CHOI, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 24,074.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Administrative Violation Notice (AVN) No. 2K2068A, and Complaint dated June 12, 2012, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

On or about January 29, 2012, the above-named Licensee permitted an employee to consume liquor and be apparently intoxicated while working on the licensed premises in violation of WAC 314-11-015(3)(a),(d).

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

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the Licensee agree to the following:

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

9 2. This agreement constitutes the final written expression of all the terms of this
10 agreement and is a complete and exclusive statement of these terms.

11 3. The Licensee admits the violation set forth above and referenced in the AVN
12 and Complaint: On or about January 29, 2012, the above-named Licensee permitted an
13 employee to consume liquor and be apparently intoxicated while working on the licensed
14 premises in violation of WAC 314-11-015(3)(a),(d).

15 4. The Licensee acknowledges this is the Licensee's second violation of this type
16 within a twenty-four (24) month period, which carries a standard monetary penalty of a seven (7)
17 day suspension of the license.

18 5. The Licensee agrees to pay a monetary penalty of two thousand one hundred
19 dollars (\$2,100.00) for the above-referenced violation.

20 6. The Licensee shall pay the monetary penalty of two thousand one hundred
21 dollars (\$2,100.00) no later than thirty (30) days after the date of the Final Order of the Board.

22 **Payment shall be sent to:**

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

1 7. In the event that the Licensee fails to make a full and timely payment of the
2 monetary penalty as required in Section II, Paragraph 6, then the standard penalty in Section II,
3 Paragraph 4 shall be imposed.

4 8. 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 Complaint.

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

10
11 STIPULATED AND AGREED by:

12
13 ROBERT M. MCKENNA
Attorney General

14
15  43921
16 TIMOTHY D. FORD, WSBA #29254
Assistant Attorney General
17 Attorneys for Washington State
Liquor Control Board Education and
18 Enforcement Division

9/10/2012
DATE

19
20 
21 MAG CHOI, Representative for
22 VASHON INVESTMENT INC. d/b/a
RED BICYCLE BISTRO & SUSHI, Licensee

9-7-2012
DATE



Washington State
Liquor Control Board

September 14, 2012

Mag N. Choi, Representative for Licensee
Vashon Investment Inc.
d/b/a Red Bicycle Bistro & Sushi
PO Box 1446
Vashon, WA 98070-1446

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: Vashon Investment Inc

TRADE NAME: Red Bicycle Bistro & Sushi

LOCATION: 17618 Vashon Hwy SW, Vashon, WA, 98070

LICENSE NO. 350076-2K

ADMINISTRATIVE VIOLATION NOTICE NO. 2K2068A

LCB HEARING NO. 24,074

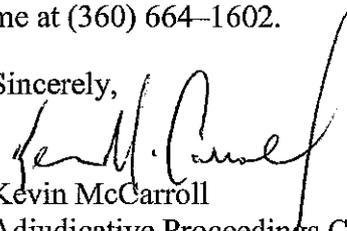
UBI: 602 784 633 001 0001

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 15, 2012. If payment is not received timely, then suspension will take place from 11:00 a.m. on Thursday, November 1, 2012 until 11:00 a.m. on Thursday, November 8, 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 and Seattle 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

1
2
3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 24,074

5 VASHON INVESTMENT INC
6 d/b/a RED BICYCLE BISTRO &
7 SUSHI
8 17618 VASHON HWY SW
9 VASHON, WA 98070

DECLARATION OF SERVICE BY
MAIL

LICENSEE

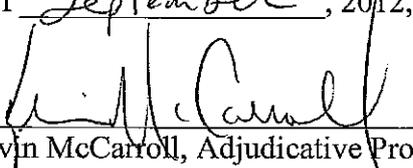
10 LICENSE NO. 350076-2K
11 AVN NO. 2K2068A

12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage
14 Prepaid via Consolidated Mail Service for applicants and licensees, by campus mail for state
15 offices, on the date below to:

17 VASHON INVESTMENT INC, LICENSEE
18 d/b/a RED BICYCLE BISTRO & SUSHI
19 PO BOX 1446
VASHON, WA 98070-1446

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

20 DATED this 14th day of September, 2012, at Olympia, Washington.

21
22 
23 Kevin McCarroll, Adjudicative Proceedings Coordinator
24
25
26

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