**STATE OF WASHINGTON**
**OFFICE OF ADMINISTRATIVE HEARINGS**
**FOR THE WASHINGTON STATE LIQUOR CONTROL BOARD**

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| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a<br>SAO DEM<br><br>18118 EAST VALLEY<br>HIGHWAY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M2084B | OAH NO. 2013-LCB-0024<br><br>LCB NO. 24,085<br><br>FINAL ORDER OF THE BOARD<br><br>~~[PROPOSED]~~ |
| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a<br>SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M3040B | OAH NO. 2013-LCB-0025<br><br>NO. 24,718 |
| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a<br>SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M2084B | OAH NO. 2013-LCB-0026<br><br>NO. 24,746 |



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| IN THE MATTER OF: | OAH NO. 2013-LCB-0027 |
|---|---|
| SAO DEM CORPORATION d/b/a SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579 | NO. 24,736 |

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 W. FERGUSON, Attorney General, ISAAC WILLIAMSON, Assistant Attorney General, and KIM O'NEAL, Senior Counsel, and SAO DEM CORPORATION d/b/a SAO DEM (Licensee), by and through its attorney, TERENCE WONG, and the parties having voluntarily entered into a stipulated settlement agreement for Case No.'s 24,085; 24,718; 24,736; and 24,746, 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 Stipulated Settlement Agreement in the above captioned case is adopted in its entirety. Licensee's liquor license is revoked, effective immediately.

DATED this 31st day of December, 2013.

WASHINGTON STATE LIQUOR CONTROL BOARD

Sharon Foster

Ruthann Kurose



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Board Administration

**STATE OF WASHINGTON**
**OFFICE OF ADMINISTRATIVE HEARINGS**
**FOR THE WASHINGTON STATE LIQUOR CONTROL BOARD**

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| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a SAO DEM<br><br>18118 EAST VALLEY HIGHWAY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M2084B | OAH NO. 2013-LCB-0024<br><br>LCB NO. 24,085<br><br>STIPULATED SETTLEMENT AGREEMENT |
| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M3040B | OAH NO. 2013-LCB-0025<br><br>NO. 24,718 |
| IN THE MATTER OF:<br><br>SAO DEM CORPORATION d/b/a SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NO. 2M2084B | OAH NO. 2013-LCB-0026<br><br>NO. 24,746 |



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| IN THE MATTER OF: | OAH NO. 2013-LCB-0027 |
|---|---|
| SAO DEM CORPORATION d/b/a SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032<br><br>LICENSEE<br><br>LICENSE NO. 404579 | NO. 24,736 |

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT W. FERGUSON, Attorney General, ISAAC WILLIAMSON, Assistant Attorney General, and KIM O'NEAL, Assistant Attorney General, and SAO DEM CORPORATION d/b/a SAO DEM (Licensee), by and through its attorney, TERENCE WONG, hereby enter into this stipulated settlement agreement for Washington State Liquor Control Board (Board) Case No.'s 24,085; 24,718; 24,736; and 24,746, arising from Administrative Violation Notices (AVN) 2M2084B; 2N2323B; 2N3073A; and 2M3040B, respectively.

## I. INTRODUCTION

The Washington State Liquor Control Board (Board) charged the Licensee with the following alleged violations of Title 66 RCW and/or Title 314 WAC by way of complaints dated May 7, 2013; May 7, 2013; March 29, 2013; and May 7, 2013. The complaints, together, alleged:

**Case No. 24,085**

That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof gave or otherwise supplied liquor to a person apparently under the influence of liquor, and/or permitted an apparently intoxicated person(s) to possess and/or consume liquor on the licensed premises, contrary to RCW 66.44.200(1) and/or WAC 314-16-150;

That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof served spirits not by the individual glass for consumption on the licensed premise, contrary WAC 314-02-015(1);

That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof refused to admit in or on the licensed premise, a liquor enforcement officer(s) in the execution of his or her duties; and/or obstructed or attempted to obstruct the entry of a liquor enforcement officer(s) in or on the licensed premise;



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and/or refused to allow said liquor enforcement officer(s) to inspect the licensed premise, contrary to RCW 66.28.090(1) and (2);

That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof knowingly or willfully resisted or opposed a liquor enforcement officer in the discharge of his or her duties under the Washington State Liquor Act, and/or aided and abetted such resistance or opposition, contrary to RCW 66.44.370; and

That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof sold liquor, offered liquor for sale, and/or allowed liquor to be possessed or consumed on the licensed premise, between the hours of 2:00 a.m. and 6:00 a.m., contrary to WAC 314-11-070.

**Case No. 24,718**

That on or around November 18, 2012, the above-named Licensee or an employee(s) thereof obstructed or attempted to obstruct the entry of a liquor enforcement officer(s) in or on the licensed premise; and/or refused to allow said liquor enforcement officer(s) to inspect the licensed premise; and/or knowingly or willfully resisted or opposed a liquor enforcement officer in the discharge of his or her duties under the Washington State Liquor Act, contrary to RCW 66.28.090(1) and (2) and RCW 66.44.370.

**Case No. 24,736**

On or about March 8, 2013, the above-named Licensee, or employee(s) thereof engaged in or allowed behavior that provokes conduct which presents a threat to public safety contrary to WAC 314-11-015(3)(c); and

On or about March 8, 2013, the above-named Licensee, or employee(s) thereof, did allow a person under twenty-one years of age to remain in any premises or area classified as off-limits to persons under twenty-one, contrary to RCW 66.44.310 and WAC 314-11-020(2).

**Case No. 24,746**

That on or around February 9, 2013, the above-named Licensee or employee(s) thereof sold liquor, offered liquor for sale, and/or allowed liquor to be possessed or consumed on the licensed premise, between the hours of 2:00 a.m. and 6:00 a.m., contrary to WAC 314-11-070.

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

## II. AGREEMENT OF THE PARTIES

Enforcement and the Licensee agree to the following:

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

2. The Licensee explicitly waives the right to further administrative review of all matters related to the above-referenced violations for LCB Case No.'s 24,085; 24,718; 24,736;



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and 24,746. Furthermore, the Licensee hereby voluntarily withdraws its request for a hearing in all of these cases.

3. Enforcement agrees to dismiss the alleged violation in Case No. 24,085 that "on or around March 24, 2012, the above-named Licensee or an employee(s) thereof served spirits not by the individual glass for consumption on the licensed premise, contrary to WAC 314-02-015(1)."

4. Enforcement agrees to dismiss the alleged violation in Case No. 24,736 that "[o]n or about March 8, 2013, the above-named Licensee, or employee(s) thereof, did allow a person under twenty-one years of age to remain in any premises or area classified as off-limits to persons under twenty-one, contrary to RCW 66.44.310 and WAC 314-11-020(2)."

5. The Licensee admits to all of the remaining above-referenced violations for LCB Case No.'s 24,085; 24,718; and 24,746 and their associated AVNs. Specifically:

> That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof gave or otherwise supplied liquor to a person apparently under the influence of liquor, and/or permitted an apparently intoxicated person(s) to possess and/or consume liquor on the licensed premises, contrary to RCW 66.44.200(1) and/or WAC 314-16-150;
>
> That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof refused to admit in or on the licensed premise, a liquor enforcement officer(s) in the execution of his or her duties; and/or obstructed or attempted to obstruct the entry of a liquor enforcement officer(s) in or on the licensed premise; and/or refused to allow said liquor enforcement officer(s) to inspect the licensed premise, contrary to RCW 66.28.090(1) and (2);
>
> That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof knowingly or willfully resisted or opposed a liquor enforcement officer in the discharge of his or her duties under the Washington State Liquor Act, and/or aided and abetted such resistance or opposition, contrary to RCW 66.44.370;
>
> That on or around March 24, 2012, the above-named Licensee or an employee(s) thereof sold liquor, offered liquor for sale, and/or allowed liquor to be possessed or consumed on the licensed premise, between the hours of 2:00 a.m. and 6:00 a.m., contrary to WAC 314-11-070;
>
> That on or around November 18, 2012, the above-named Licensee or an employee(s) thereof obstructed or attempted to obstruct the entry of a liquor enforcement officer(s) in or on the licensed premise; and/or refused to allow said liquor enforcement officer(s) to inspect the licensed premise; and/or knowingly or willfully resisted or opposed a liquor enforcement officer in the discharge of his or her duties under the Washington State Liquor Act, contrary to RCW 66.28.090(1) and (2) and RCW 66.44.370;



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> That on or around February 9, 2013, the above-named Licensee or employee(s) thereof sold liquor, offered liquor for sale, and/or allowed liquor to be possessed or consumed on the licensed premise, between the hours of 2:00 a.m. and 6:00 a.m., contrary to WAC 314-11-070.

6. The Licensee admits to the remaining above-referenced violation for LCB Case No. 24,736. Specifically, that "[o]n or about March 8, 2013, the above-named Licensee, or employee(s) thereof engaged in or allowed behavior that provokes conduct which presents a threat to public safety, contrary to WAC 314-11-015(3)(c)." The Licensee admits that on March 8, 2013, there was a shooting inside the Sao Dem establishment during business hours, that no manager was present, that an individual was shot twice, and that none of the employees or patrons called 911. The Licensee further admits that employees failed to cooperate with or aid law enforcement officers that arrived to investigate the shooting.

7. The Licensee agrees to revocation of its liquor license.

8. Because the Licensee has agreed to revocation of its liquor license there shall be no monetary penalty imposed against the Licensee.

9. The undersigned parties declare that the terms of this Settlement 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 claims arising from the above-referenced AVNs.

10. The parties recognize that this Agreement is subject to approval by the Washington State Liquor Control Board.

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

STIPULATED AND AGREED TO by:

ROBERT W. FERGUSON
Attorney General

12/23/13
DATE

KIM O'NEAL, WSBA #12939
Assistant Attorney General
Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

12/23/13
DATE

ISAAC WILLIAMSON, WSBA #43921
Assistant Attorney General
Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

12-12-13
DATE

SALVADOR VASQUEZ, governing person
for SAO DEM CORPORATION d/b/a SAO
DEM, Licensee

12-18-13
DATE

TERENCE K. WONG, WSBA #24502
Counsel for SAO DEM CORPORATION
d/b/a SAO DEM, Licensee



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**Washington State**
# Liquor Control Board

December 31, 2013

Terence K. Wong,
Attorney for Licensee
Newport Law Group PC
12835 Newcastle Way Unit 301
Newcastle, WA 98056-1316

Salvador Vasquez
Sao Dem Corporation
d/b/a Sao Dem
18118 E. Valley Hwy
Kent, WA 98032-1001

Kim O'Neal, AAG
Isaac Williamson, 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: Sao Dem Corporation***
***TRADE NAME: Sao Dem***
***LOCATION: 18118 E. Valley Hwy, Kent, WA 98032***
***LICENSE NO. 404579-2N***
***ADMINISTRATIVE VIOLATION NOTICE NOS. 2M2084B, 2N2323B, 2M3040B, 2N3073A***
***LCB HEARING NOS. 24,085; 24,718; 24,746; 24,736***
***OAH NO. 2013-LCB-0024***
***UBI: 603-058-679-001-0001***

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter, as well as a copy of the Stipulated Settlement Agreement. If you have any questions, please contact me at (360) 664–1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures

cc: Federal Way Enforcement and Education Division, WSLCB
Beth Lehman, Licensing and Regulation Division, WSLCB
Jamie Marshall, Enforcement and Education Division WSLCB

# WASHINGTON STATE LIQUOR CONTROL BOARD

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|---|---|
| IN THE MATTER OF:<br><br>SAO DEM CORPORATION<br>d/b/a SAO DEM<br><br>18118 E. VALLEY HWY<br>KENT, WA 98032-1001<br><br>LICENSEE<br><br>LICENSE NO. 404579<br>AVN NOS. 2M2084B, 2N2323B,<br>2M3040B, 2N3073A | LCB NOS. 24,085; 24,718;<br>24,746; 24,736<br><br>OAH NO. 2013-LCB-0024<br><br>DECLARATION OF SERVICE BY MAIL |

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 applicants and licensees, by campus mail for state offices, on the date below to:

| | |
|---|---|
| TERENCE K. WONG,<br>ATTORNEY FOR LICENSEE<br>NEWPORT LAW GROUP PC<br>12835 NEWCASTLE WAY UNIT 301<br>NEWCASTLE, WA 98056-1316 | OFFICE OF THE ATTORNEY GENERAL<br>MAIL STOP 40100, GCE DIVISION<br>ISAAC WILLIAMSON, AAG<br>ASSISTANT ATTORNEY GENERAL |
| SALVADOR VASQUEZ<br>SAO DEM CORPORATION<br>d/b/a SAO DEM<br>18118 E. VALLEY HWY<br>KENT, WA 98032-1001 | OFFICE OF THE ATTORNEY GENERAL<br>MAIL STOP 40100, GCE DIVISION<br>KIM O'NEAL, AAG<br>ASSISTANT ATTORNEY GENERAL |

DATED this 31st day of December, 2013, at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator



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