

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

TUSCAN SANDS LLC
d/b/a TUSCAN SANDS

1002 VINTAGE VALLEY PKWY
ZILLAHA, WA 98953-9671

LICENSEE

FORMER LICENSE NO. 080536-4D
(CURRENT LICENSE NO. 409021-4D)

AVN 4D2174A AND 4D2141A

LCB NOS. 24,103
24,205

FINAL ORDER OF THE BOARD
RESCHEDULING PENALTY

The above-captioned matter coming on regularly before the Board, and it appearing that:

1. On or about April 21, 2012, the above-named Licensee or employee(s) thereof allowed a person under that age of twenty-one years (21) to enter and/or remain in the licensed premises classified by the Board as off-limits to person(s) under the age of twenty-one years in violation of RCW 66.44.310(1)(a).
2. On or about May 20, 2012, the above-named Licensee or employee(s) thereof, allowed the sale or service of alcohol to person(s) under the age of twenty-one years, contrary to RCW 66.44.270(1) and WAC 314-29-020.
3. The parties entered into a settlement agreement regarding the above-referenced administrative violation notices (AVNs) which dismissed the April 21, 2013 AVN (2D2174A) and upheld the May 20, 2013 AVN (4D2141A).
4. On June 25, 2013, the Board issued a Final Order of the Board that adopted the settlement agreement and scheduled the applicable penalties.

5. On July 23, 2013, the Board's Adjudicative Proceedings Coordinator received a phone call from the Licensee requesting an extension of time of thirty (30) days to pay the monetary penalty based on unexpected business expenses.

The Board hereby ORDERS that the Licensee's four thousand (\$4,000) dollar monetary penalty is now due by Friday, August 23, 2013. If payment is not received timely, then a seven (7) day suspension will take place from 10:00 a.m. on September 5, 2013 until 10:00 a.m. on September 12, 2013.

Payment in reference to this order shall be mailed to:

**Washington State Liquor Control Board
Financial Division
PO Box 43085
Olympia, WA 98504-3085**

DATED at Olympia, Washington this 23rd day of July, 2013.

WASHINGTON STATE LIQUOR CONTROL BOARD





Washington State
Liquor Control Board

July 24, 2013

James A. Perkins, Attorney for Licensee
Larson Berg & Perkins PLLC
PO Box 550
Yakima, WA 98907-0550

Jamie Muffett, Licensee
Tuscan Sands LLC
d/b/a Tuscan II
1002 Vintage Valley Pkwy
Zillah, WA 98953-9671

Timothy D. 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 RESCHEDULING PENALTY
LICENSEE: Tuscan Sands LLC
TRADE NAME: Tuscan II
LOCATION: 1002 Vintage Valley Pkwy, Zillah, WA 98953-9671
LICENSE NO. 080536-4E
ADMINISTRATIVE VIOLATION NOTICE NOS. 4D2174A and 4D2141A
LCB HEARING NOS. 24,103 and 24,205
UBI: 602-740-200-001-0001

Dear Parties:

Please find the enclosed Final Order of the Board Rescheduling Penalty 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: Spokane and Pasco Enforcement and Education Divisions, WSLCB
Jamie Marshall, WSLCB

1 **WASHINGTON STATE LIQUOR CONTROL BOARD**

2 IN THE MATTER OF:

LCB NOS. 24,103
24,205

3 TUSCAN SANDS LLC
4 d/b/a TUSCAN II

DECLARATION OF SERVICE BY
MAIL

5 1002 VINTAGE VALLEY PKWY
6 ZILLAHA, WA 98953-9671

7 LICENSEE

8 FORMER LICENSE NO. 080536-4D
9 (CURRENT LICENSE NO. 409021-4D)

10 AVN 4D2174A AND 4D2141A

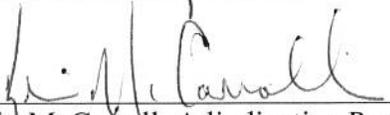
11 I certify that I caused a copy of the FINAL ORDER OF THE BOARD
12 RESCHEDULING PENALTY in the above-referenced matter to be served on all parties or
13 their counsel of record by US Mail Postage Prepaid via Consolidated Mail Service for
14 applicants and licensees, by campus mail for state offices,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

16 JAMES A. PERKINS, ATTORNEY FOR
17 LICENSEE
18 LARSON BERG & PERKINS PLLC
19 PO BOX 550
YAKIMA, WA 98907-0550

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

20 JAMIE MUFFETT, LICENSEE
21 TUSCAN SANDS LLC
22 d/b/a TUSCAN II
1002 VINTAGE VALLEY PKWY
ZILLAHA, WA 98953-9671

23 DATED this 24th day of July, 2013, at Olympia, Washington.

24
25 
26 Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL

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Washington State Liquor Control Board
3000 Pacific Avenue SE
PO Box 43076
Olympia, WA 98504-3076
(360) 664-1602