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

8 IN THE MATTER OF:

9 MC CLOUD'S SALOON LLC d/b/a
10 MCCLOUDS SALOON
2901 Perry Ave #13
11 Bremerton, WA 98316-4641

12 LICENSEE

13 LICENSE NO. 086908-1V

LCB NO. 24,202

FINAL ORDER OF THE BOARD

~~PROPOSED~~

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) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and
17 TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, MC CLOUD'S SALOON
18 LLC d/b/a MCCLOUD'S SALOON, and the Board having considered the Stipulated
19 Settlement Agreement and Enforcement's memorandum recommending acceptance of the
20 Settlement Agreement, and the Board having had the opportunity to review the file materials
21 maintained in this case, now therefore:

22 IT IS HEREBY ORDERED the Board accepts, adopts, and incorporates herein by
23 reference the Stipulated Settlement Agreement between Enforcement and the Licensee in the
24 above-captioned matter and further that the violation set forth in the Complaint dated
25 September 21, 2012 is sustained and the Licensee shall pay a total monetary penalty of three
26 hundred dollars (\$300) for the above-referenced violation. The Licensee shall pay the

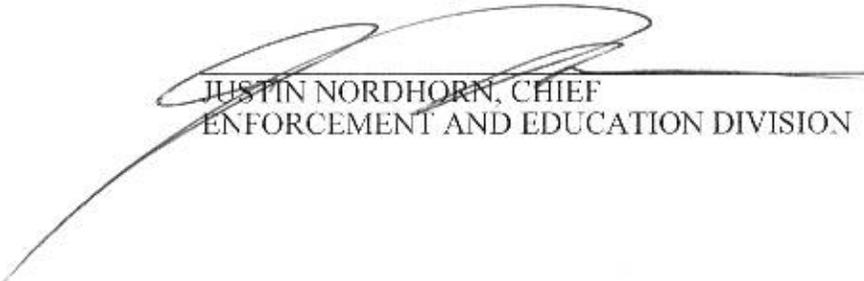
1 monetary penalty within thirty (30) days of the date of the Final Order of the Board. All
2 payments shall be sent to:

3 Washington State Liquor Control Board
4 PO Box 43085
5 Olympia, WA 98504-3085

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

9 DATED this 02 day of JANUARY, 2013.

10 WASHINGTON STATE LIQUOR CONTROL BOARD

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12 JUSTIN NORDHORN, CHIEF
13 ENFORCEMENT AND EDUCATION DIVISION
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DEC 31 2012

Liquor Control Board
Board Administration

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. 24,202

MCCLOUD'S SALOON LLC d/b/a
MCCLOUD'S SALOON
2901 Perry Ave #13
Bremerton, WA 98316-4641

STIPULATED SETTLEMENT
AGREEMENT

LICENSEE

LICENSE NO. 086908-1V

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 MCCLOUD'S SALOON LLC d/b/a MCCLOUD'S SALOON, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 24,202.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee in a Complaint dated September 21, 2012, with the following alleged violation of the Washington State Liquor Control Board rules and regulations: That on or about July 7, 2012, the above-named Licensee, or employee(s) failed to maintain proper hours of operation contrary to WAC 314-11-070.

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

STIPULATED SETTLEMENT
AGREEMENT

1

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

Handwritten signature/initials

1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Licensee agree to the following:

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

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

9 3. The Licensee admits the violation set forth above and referenced in the
10 Complaint. That on or about July 7, 2012, the above-named Licensee, or employee(s) failed to
11 maintain proper hours of operation contrary to WAC 314-11-070.

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

15 5. The Licensee agrees to pay a three hundred dollar (\$300) monetary penalty for
16 the above-referenced violation. The amount shall be paid within thirty (30) days of the date of
17 the final order of the Washington State Liquor Control Board. Payment shall be made to the
18 Washington State Liquor Control Board no later than 4:00 p.m. on the applicable date.

19 **Payment shall be sent to:**

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

22 6. In the event that the Licensee does not make a timely payment, as required by
23 Section II, ¶5, the Licensee shall serve a five (5) day suspension, pursuant to WAC 314-29-
24 025; the dates and times of which shall be set by the Washington State Liquor Control Board.

25 7. The undersigned parties declare that the terms of this Settlement Agreement are
26 completely read, wholly understood, and voluntarily accepted for the purpose of making a full

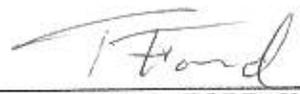
Handwritten signature and date "12/18/12" in the bottom right corner.

1 and final compromise and settlement of any and all claims arising from the above referenced
2 Complaint.

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

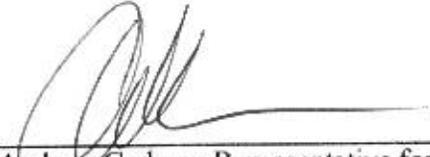
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6 STIPULATED AND AGREED TO by:

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8 ROBERT M. MCKENNA
Attorney General

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10 
11 _____
12 TIMOTHY D. FORD, WSBA #29254
13 Assistant Attorney General
14 Attorneys for Washington State
15 Liquor Control Board Education
16 and Enforcement Division

12/20/12

Date

13
14 
15 _____
16 Andrew Graham, Representative for
17 MCCLOUD'S SALOON LLC d/b/a
18 MCCLOUD'S SALOON, Licensee

12/17/12

Date

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Washington State
Liquor Control Board

January 4, 2013

McCloud's Saloon LLC
d/b/a McClouds Saloon
2901 Perry Ave Ste 13
Bremerton, WA 98310-4641

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: McCloud's Saloon LLC
TRADE NAME: McClouds Saloon
LOCATION: 2901 Perry Ave Ste 13, Bremerton, WA 98310-4641
LICENSE NO. 086908-1V
ADMINISTRATIVE VIOLATION NOTICE NO. 1U2189D
LCB HEARING NO. 24,202
UBI: 6030069090010001

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 Monday, February 4, 2013. If payment is not received timely, then suspension will take place from 1:00 p.m. on Thursday, February 21 2013 until 1:00 p.m. on Tuesday, February 26, 2013. 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: Tacoma Enforcement and Education Division, WSLCB
Teresa Young, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,202

MCCLLOUD'S SALOON LLC
d/b/a MCCLOUDS SALOON
2901 PERRY AVE STE 13
BREMERTON, WA 98310-4641

DECLARATION OF SERVICE BY
MAIL

LICENSEE

LICENSE NO. 086908-1V
AVN NO. 1U2189D

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:

MCCLLOUD'S SALOON LLC
d/b/a MCCLOUDS SALOON
2901 PERRY AVE STE 13
BREMERTON, WA 98310-4641

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

DATED this 4th day of January, 2013, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL