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

8 IN THE MATTER OF:

NO. 24,217

9 LUIS EDUARDO ESCALERA d/b/a
10 LA TIENDITA HISPANA

FINAL ORDER OF THE BOARD

11 222 ROCK ISLAND DRIVE
12 ROCK ISLAND, WA 98850

[PROPOSED]

LICENSEE

13 License No. 409439
14 AVN NO. 412212A

15 THIS MATTER having come before the Washington State Liquor Control Board
16 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
17 (Enforcement) by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and
18 ISAAC WILLIAMSON, Assistant Attorney General, LUIS EDUARDO ESCALERA d/b/a LA
19 TIENDITA HISPANA, Licensee, and the parties having voluntarily entered into a stipulated
20 settlement agreement for case number 24,217, and the Board having considered the Stipulated
21 Settlement Agreement and Enforcement's Memorandum recommending acceptance of the
22 Stipulated Settlement Agreement, and the Board having had the opportunity to review the file
23 materials maintained in this case, now therefore:

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FINAL ORDER OF THE BOARD

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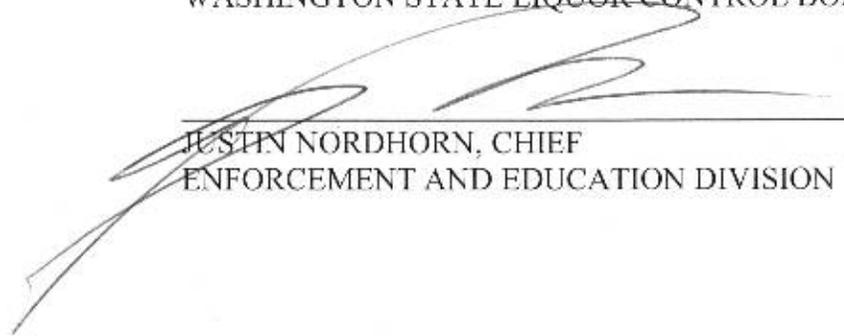
OFFICE OF THE ATTORNEY GENERAL
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

[PROPOSED]

1 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above
2 captioned case is adopted in its entirety; and the AVN for Case Number 24,217 is sustained.
3 The Licensee shall serve a three (3) day suspension of its liquor license, the dates and time of
4 which shall be set by the Washington State Liquor Control Board.

5 DATED this 02 day of JANUARY, ²⁰¹³~~2012~~.

6 WASHINGTON STATE LIQUOR CONTROL BOARD

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9 JUSTIN NORDHORN, CHIEF
10 ENFORCEMENT AND EDUCATION DIVISION
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Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LUIS EDUARDO ESCALERA d/b/a
LA TIENDITA HISPANA

222 ROCK ISLAND DRIVE
ROCK ISLAND, WA 98850

LICENSEE

License No. 409439
AVN NO. 4I2212A

NO. 24,217

STIPULATED
SETTLEMENT AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and ISAAC WILLIAMSON, Assistant Attorney General, and LUIS EDUARDO ESCALERA d/b/a LA TIENDITA HISPANA (Licensee), hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) Case Number 24,217.

I. INTRODUCTION

The Washington State Liquor Control Board Enforcement Division issued AVN No. 4I2212A to the Licensee, alleging that on or about July 31, 2012, the above-named Licensee or employee thereof, gave, sold, or otherwise supplied alcohol to a person under the age of twenty-one (21), contrary to RCW 66.44.270.

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II. AGREEMENT OF THE PARTIES

Prior to the filing of an administrative complaint, the parties have agreed to resolve AVN No. 4I2212A via settlement. Enforcement and the Licensee agree to the following:

1. The parties enter into this Agreement to avoid the time and expense of further litigation.

2. The Licensee explicitly waives the right of further administrative review of all matters related to the above-referenced case and AVN. The Licensee hereby voluntarily withdraws its request for a hearing in this matter.

3. This Agreement constitutes the final written expression of all the terms of this Agreement, and it is a complete and exclusive statement of these terms.

4. The Licensee admits to the violation set forth in AVN No. 4I2212A. Specifically, on or about July 31, 2012, the above-named Licensee or employee thereof, gave, sold, or otherwise supplied alcohol to a person under the age of twenty-one (21) in violation of RCW 66.44.270.

5. The Licensee acknowledges that the above referenced violation is the Licensee's first violation of this type within a twenty-four (24) month period, for which the standard penalty is suspension of the Licensee's liquor license for five (5) days or a monetary penalty of five hundred dollars (\$500).

6. The Licensee agrees to a suspension of its liquor license for three (3) days for the above-referenced violation.

7. The effective dates of the suspension shall be set by the Washington State Liquor Control Board at the board's sole discretion.

8. The Licensee further agrees that all of its employees will participate in a responsible liquor and tobacco sales class provided by Enforcement no later than sixty (60) days after the date of the Final Order of the Board. The Licensee is responsible for

1 coordinating the date, time, and location of the training class through its assigned Liquor
2 Enforcement Officer.

3 9. 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:

7 ROBERT M. MCKENNA
8 Attorney General

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10 _____
11 ISAAC WILLIAMSON, WSBA #43921
12 Assistant Attorney General
13 Attorney for Washington State
14 Liquor Control Board Education and
15 Enforcement Division

12/28/12
16 _____
17 DATE

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28 _____
29 LUIS EDUARDO ESCALERA
30 Representative for the Licensee

12-4-12
31 _____
32 DATE



Washington State
Liquor Control Board

January 4, 2013

Luis Eduardo Escalera
d/b/a La Tienda Hispana
PO Box 276
Rock Island, WA 98850-0276

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: Luis Eduardo Escalera
TRADE NAME: La Tienda Hispana
LOCATION: 222 Rock Island Dr, Rock Island, WA 98850
LICENSE NO. 409439-4I
ADMINISTRATIVE VIOLATION NOTICE NO. 4I2212A
LCB HEARING NO. 24,217
UBI: 6031979490010001

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 suspension will take place from 10:00 a.m. on Friday, February 1, 2013 until 10:00 a.m. on Monday, February 4, 2013. 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 Division, WSLCB
Teresa Young, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,217

LUIS EDUARDO ESCALERA
d/b/a LA TIENDA HISPANA
222 ROCK ISLAND DR
ROCK ISLAND, WA 98850

DECLARATION OF SERVICE BY
MAIL

LICENSEE

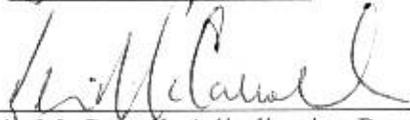
LICENSE NO. 409439-4I
AVN NO. 4I2212A

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:

LUIS EDUARDO ESCALERA
d/b/a LA TIENDA HISPANA
PO BOX 276
ROCK ISLAND, WA 98850-0276

OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100, GCE DIVISION
ISAAC WILLIAMSON, ASSISTANT
ATTORNEY GENERAL

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


Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL