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

8 IN THE MATTER OF:

9 SIDEKICKS LLC d/b/a SIDEKICKS
10 1709 HEWITT AVE
11 EVERETT, WA 98201-3520

LICENSEE

12 License No. 354564
13 AVN NO. 3F2330B

LCB NO. 24,702

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) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and
17 ISAAC WILLIAMSON, Assistant Attorney General, and SIDEKICKS LLC d/b/a
18 SIDEKICKS (Licensee) by and through GRACE WAGNER, counsel for Licensee, and the
19 parties having voluntarily entered into a stipulated settlement agreement for case number
20 24,702, and the Board having considered the Stipulated Settlement Agreement and
21 Enforcement's Memorandum recommending acceptance of the Stipulated Settlement
22 Agreement, and the Board having had the opportunity to review the file materials maintained
23 in this case, now therefore:

24 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above
25 captioned case is adopted in its entirety; and the AVN for Case Number 24,702 is sustained.
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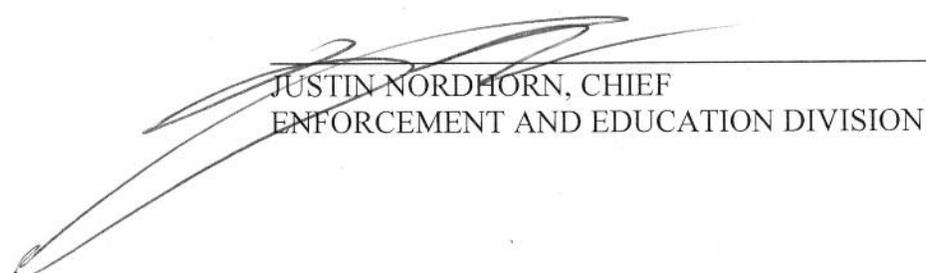
1 Licensee shall pay three hundred dollars (\$300) no later than thirty (30) days after the date of
2 the Final Order of the Board. **The payment shall be sent to:**

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

6 In the event that the Licensee fails to make a full and timely payment of the three
7 hundred dollar (\$300) monetary penalty, a five (5) day suspension of the Licensee's liquor
8 license will go into effect, the dates and time of which shall be set by the Washington State
9 Liquor Control Board.

10 DATED this 26 day of July, 2013.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

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13 JUSTIN NORDHORN, CHIEF
14 ENFORCEMENT AND EDUCATION DIVISION
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RECEIVED

JUL 25 2013

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,702

SIDEKICKS LLC d/b/a SIDEKICKS
1709 HEWITT AVE
EVERETT, WA 98201-3520

STIPULATED
SETTLEMENT AGREEMENT

LICENSEE

License No. 354564
AVN NO. 3F2330B

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and ISAAC WILLIAMSON, Assistant Attorney General, and SIDEKICKS LLC d/b/a SIDEKICKS (Licensee) by and through GRACE WAGNER, counsel for Licensee, hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) Case Number 24,702.

I. INTRODUCTION

The Washington State Liquor Control Board Enforcement Division charged the above-named Licensee with the following alleged violation of the Washington State Liquor Control Board rules and regulations, by its complaint dated June 6, 2013:

On or about November 25, 2012, the above-named Licensee, or employee(s) thereof, served and/or sold liquor to an apparently intoxicated person on the licensed premises, and/or allowed an apparently intoxicated person(s) to consume liquor on the licensed premises, contrary to RCW 66.44.200 and WAC 314-16-150.

1 **II. AGREEMENT OF THE PARTIES**

2 Prior to the filing of an administrative complaint, the parties have agreed to resolve
3 AVN No. 3F2330B via settlement. Enforcement and the Licensee agree to the following:

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

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

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

11 4. The Licensee stipulates to the violation set forth above and referenced in the
12 Complaint:

13 On or about November 25, 2012, the above-named Licensee, or employee(s) thereof,
14 served and/or sold liquor to an apparently intoxicated person on the licensed premises,
15 and/or allowed an apparently intoxicated person(s) to consume liquor on the licensed
16 premises, contrary to RCW 66.44.200 and WAC 314-16-150.

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

21 6. The Licensee agrees to pay a monetary penalty of three hundred dollars (\$300)
22 for the above-referenced violation.

23 7. The Licensee shall pay the monetary penalty of three hundred dollars (\$300) no
24 later than thirty (30) days after the date of the Final Order of the Board. **Payment shall be
25 sent to:**

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

1 8. In the event that the Licensee fails to make full and timely payment of the
 2 monetary penalty as required in Section II, Paragraph 7, the Licensee shall serve the standard
 3 penalty of a five (5) day suspension of its liquor license, the dates and times of which shall be
 4 set by the Washington State Liquor Control Board.

5 9. The Licensee further agrees that all of its employees will participate in a
 6 responsible liquor and tobacco sales class provided by Enforcement no later than sixty (60)
 7 days after the date of the Final Order of the Board. The Licensee is responsible for
 8 coordinating the date, time, and location of the training class through its assigned Liquor
 9 Enforcement Officer.

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

12 STIPULATED AND AGREED TO by:

13
 14 ROBERT W. FERGUSON
 Attorney General

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 16 
 17 _____
 ISAAC WILLIAMSON, WSBA #43921
 Assistant Attorney General
 Attorney for Washington State
 Liquor Control Board Education and
 Enforcement Division

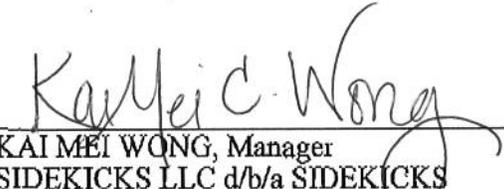
7/23/2013

 DATE

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 GRACE WAGNER, WSBA #16129
 Attorney for the Licensee

7/12/2013

 DATE

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 KAI MEI WONG, Manager
 SIDEKICKS LLC d/b/a SIDEKICKS

07.12.2013

 DATE



Washington State
Liquor Control Board

July 30, 2013

Grace Wagner
Attorney for Licensee
1721 Hewitt Ave Ste 605
Everett, WA 98201-3546

Sidekicks LLC, Licensee
d/b/a Sidekicks
1709 Hewitt Ave
Everett, WA 98201-3520

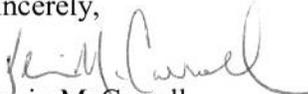
Isaac Williamson, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

RE: FINAL ORDER OF THE BOARD
LICENSEE: Sidekicks, LLC
TRADE NAME: Sidekicks
LOCATION: 1709 Hewitt Ave, Everett, WA 98201
LICENSE NO. 354564-3F
ADMINISTRATIVE VIOLATION NOTICE NO. 3F2330B
LCB HEARING NO. 24,702
UBI: 602-988-675-001-0001

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. **The applicable payment is due by Thursday, August 29, 2013. If payment is untimely, the suspension will take place from 11:30 a.m. on Thursday, September 12, 2013 until 11:30 a.m. on Tuesday, September 17, 2013.** If you have any questions, please contact me at (360) 664-1602.

Sincerely,


Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures

cc: Mt. Vernon Enforcement and Education Division, WSLCB
Jamie Marshall, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,702

SIDEKICKS LLC
d/b/a SIDEKICKS
1709 HEWITT AVE
EVERETT, WA 98201-3520

DECLARATION OF SERVICE BY
MAIL

LICENSEE

LICENSE NO. 354564
AVN NO. 3F2330B

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:

GRACE WAGNER
ATTORNEY FOR LICENSEE
1721 HEWITT AVE STE 605
EVERETT, WA 98201-3546

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

SIDEKICKS LLC
d/b/a SIDEKICKS
1709 HEWITT AVE
EVERETT, WA 98201-3520

DATED this 30th day of July, 2013, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator