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

8 IN THE MATTER OF:

9 KELKEV, INC. d/b/a WILLIE'S SPORTS
10 BAR & GRILL

11 921 VALLEY MALL PKWY
12 EAST WENATCHEE, WA 98802

13 LICENSEE

14 LICENSE NO. 071656
15 AVN NO. 4I2361B

OAH NO. 2013-LCB-0019
LCB NO. 24,716

FINAL ORDER OF THE BOARD
[PROPOSED]

16 THIS MATTER having come before the Washington State Liquor Control Board
17 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
18 (Enforcement) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and
19 MARISA E. BROGGEL, Assistant Attorney General, and Licensee KELKEV, INC. d/b/a
20 WILLIE'S SPORTS BAR & GRILL (Licensee), and the parties having voluntarily entered into
21 a stipulated settlement agreement for Administrative Violation Notice (AVN) No. 4I2361B,
22 Case No. 24,716, and the Board having considered the stipulated settlement agreement and
23 Enforcement's memorandum recommending acceptance of the stipulated settlement
24 agreement, and the Board having had the opportunity to review the file materials maintained in
25 this case, now, therefore:

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1 IT IS HEREBY ORDERED that the allegation set forth in AVN No. 4I2361B, to wit:
2 that on or around December 26, 2012, the Licensee or an employee(s) thereof gave, sold and/or
3 otherwise supplied liquor to a person under the age of twenty-one (21), contrary to
4 RCW 66.44.270(1) and/or WAC 314-11-020(1), is sustained.

5 IT IS FURTHER ORDERED that the Licensee shall pay a monetary penalty of three
6 hundred dollars (\$300) within thirty (30) days of this order, no later than 4:00 p.m. on the
7 applicable date. Payment shall be sent to:

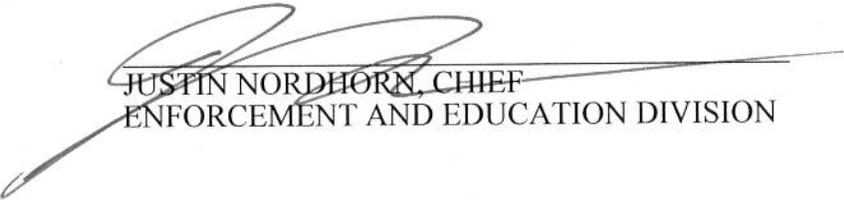
8 **Washington State Liquor Control Board**
9 **ATTN: Enforcement**
10 **PO Box 43085**
11 **Olympia, WA 98504-3085**

12 IT IS FURTHER ORDERED that the Licensee and each of its employees,
13 owners/operators and managers shall participate in Responsible Liquor Sales Training (RLST)
14 through Enforcement.

15 In the event the Licensee fails to make full and timely payment of the monetary
16 penalty, and/or in the event the Licensee fails to timely arrange for and participate in RLST
17 through Enforcement as described in Part II, Section 6 of the Stipulated Settlement Agreement
18 (incorporated by reference), the Licensee shall serve a five (5) day suspension of his liquor
19 license, the dates and time of which shall be set by the Board.

20 DATED this 27 day of NOVEMBER, 2013.

21 WASHINGTON STATE LIQUOR CONTROL BOARD

22 
23 JUSTIN NORDHORN, CHIEF
24 ENFORCEMENT AND EDUCATION DIVISION

NOV 20 2013

Liquor Control Board
Board Administration**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

KELKEV, INC. d/b/a WILLIE'S
SPORTS BAR & GRILL921 VALLEY MALL PKWY
EAST WENATCHEE, WA 98802

LICENSEE

LICENSE NO. 071656
AVN NO. 4I2361BOAH No. 2013-LCB-0019
LCB No. 24,716STIPULATED SETTLEMENT
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and MARISA E. BROGGEL, Assistant Attorney General, and KELKEV, INC. d/b/a WILLIE'S SPORTS BAR & GRILL (Licensee), hereby enter into this stipulated settlement agreement for Washington State Liquor Control Board (Board) Case No. 24,716 arising from Administrative Violation Notice (AVN) No. 4I2361B.

I. INTRODUCTION

The Washington State Liquor Control Board (Board) charged the Licensee with the following alleged violation of Title 66 RCW and/or Title 314 WAC by its complaint dated December 28, 2012:

That on or around December 26, 2012, the above-named Licensee or an employee(s) thereof gave, sold and/or otherwise supplied liquor to a person under the age of twenty-one (21), contrary to RCW 66.44.270(1) and/or WAC 314-11-020(1).

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

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the Licensee agree to the following:

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

7 2. The Licensee explicitly waives the right to further administrative review of all
8 matters related to the above-referenced AVN No. 4I2361B. Furthermore, the Licensee hereby
9 voluntarily withdraws its request for a hearing in this matter.

10 3. The Licensee stipulates to the violation as alleged in the Complaint;
11 specifically, Licensee stipulates that on or around December 26, 2012, the Licensee or an
12 employee(s) thereof gave, sold and/or otherwise supplied liquor to a person under the age of
13 twenty-one (21), contrary to RCW 66.44.270(1) and/or WAC 314-11-020(1).

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

18 5. The Licensee agrees to pay a monetary penalty of three hundred dollars (\$300)
19 for the above-referenced violation. The Licensee agrees to pay this penalty in full within thirty
20 (30) days of the date of the Final Order of the Board, no later than 4:00 p.m. on the applicable
21 date. Payment shall be sent to:

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

24 6. The Licensee further agrees that no later than sixty (60) days from the date of
25 the Final Order of the Board, the Licensee and each of its employees, owners/operators and
26 managers will participate in Responsible Liquor Sales Training (RLST) through Enforcement.

1 The Licensee stipulates that the Licensee must coordinate the time, date and location of the
2 RLST through its assigned Liquor Enforcement Officer and/or through its local Field Office of
3 the Enforcement & Education Division, located at 430 Rock Island Road, Ste. 100, East
4 Wenatchee, WA 98802.

5 7. The Licensee stipulates that should it fail to (1) make a full and/or timely
6 payment of the monetary penalty, as set out and required by Section II, Paragraph 5; or (2) to
7 arrange RLST through Enforcement as set out and required by Section II, Paragraph 6; then the
8 Licensee shall be subject to a five (5) day suspension of its liquor license, the dates and times
9 of suspension to be determined by the Board.

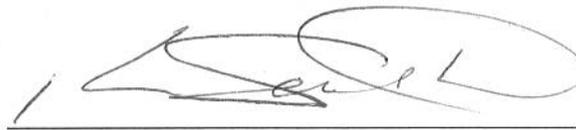
10 8. The undersigned parties declare that the terms of this Settlement Agreement are
11 completely read, wholly understood, and voluntarily accepted for the purpose of making a full
12 and final compromise and settlement of any and all claims arising from the above-referenced
13 AVN; and that this Settlement Agreement is a complete and exclusive statement of these
14 terms.

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

17
18 ROBERT W. FERGUSON
Attorney General

19
20 
21 MARISA E. BROGGEL, WSBA #41767
22 Assistant Attorney General
23 Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

20 10/24/2013
21 _____
DATE

24 

25 KEVIN SMITH, Representative for
26 KELKEV, INC. d/b/a WILLIE'S SPORTS
BAR & GRILL, Licensee

25 10-21-13
26 _____
DATE

1 **WASHINGTON STATE LIQUOR CONTROL BOARD**

2 IN THE MATTER OF:

3
4 KELKEV INC d/b/a
5 WILLIE'S SPORT BAR & GRILL
6 921 VALLEY MALL PKWY
7 EAST WENATCHEE, WA 98802

OAH NO. 2013-LCB-0019
LCB NO. 24,716

DECLARATION OF SERVICE BY
MAIL

8 LICENSEE

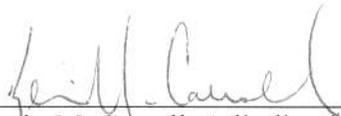
9 LICENSE NO. 071656
AVN NO. 4I2361B

10
11 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-
12 referenced matter to be served on all parties or their counsel of record by US Mail Postage
13 Prepaid via Consolidated Mail Service for applicants and licensees, by campus mail for state
14 offices, on the date below to:

15
16 KEVIN SMITH, REPRESENTATIVE
17 KELKEV INC, LICENSEE
18 d/b/a WILLIE'S SPORT BAR & GRILL
921 VALLEY MALL PKWY
EAST WENATCHEE, WA 98802-7612

OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100, GCE DIVISION
MARISA BROGGEL,
ASSISTANT ATTORNEY GENERAL

19
20 DATED this 3rd day of December, 2013, at Olympia, Washington.

21
22 
23 Kevin McCarroll, Adjudicative Proceedings Coordinator

24
25
26
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



Washington State
Liquor Control Board

December 3, 2013

Kevin Smith, Representative
KelKev Inc, Licensee
d/b/a Willie's Sport Bar & Grill
921 Valley Mall Pkwy
East Wenatchee, WA 98802-7612

Marisa Broggel, 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: KelKev Inc
TRADE NAME: Willie's Sport Bar & Grill
LOCATION: 921 Valley Mall Pkwy, East Wenatchee, WA 98802
LICENSE NO. 071656-4I
ADMINISTRATIVE VIOLATION NOTICE NO. 4I2361B
LCB HEARING NO. 24,716
OAH NO. 2013-LCB-0019
UBI: 601-256-367-001-0001

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 monetary penalty is due by 1/2/2014. If payment is not received timely, then suspension will take place from 10:00 a.m. on Thursday, January 23, 2014 until 10:00 a.m. on Tuesday, January 28, 2014.** If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures

cc: Spokane and Wenatchee Enforcement and Education Divisions, WSLCB
Jamie Marshall, WSLCB