

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

BENFIELD INC
d/b/a OLALLA PUBLIC STORE
PO BOX 6
OLALLA, WA 98359-0006

LOCATION ADDRESS:
13965 CRESCENT VALLEY RD SE
OLALLA, WA 98359-7506

LICENSE APPLICANT

LICENSE APPLICATION NO. 355919
UBI NO: 603-217-462-001-0001

LCB NO. 24,745

FINAL ORDER OF THE BOARD

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

1. The Liquor Control Board issued a Statement of Intent to Deny Liquor License, via certified mail, dated April 25, 2013 based on a criminal history of 8 points consisting of a misdemeanor and non-disclosure of said misdemeanor for Colby Kenfield.
2. The April 25, 2013 envelope was returned as "Unclaimed, Return to Sender, Unable to Forward" on May 14, 2013.
3. On May 17, 2013, a letter was mailed to the applicant, Colby Kenfield, with another copy of the Statement of Intent to Deny Liquor License and a copy of the Hearing Request form. The letter noted that copies of those documents were also sent to his electronic mail (email) address on record. The new due date for a hearing request was June 6, 2013.

4. On June 18, 2013, a Corrected Statement of Intent to Deny Liquor License was mailed. Section 2.2 corrected the details of the criminal record of Colby Kenfield, stating he has accrued 8 criminal points, consisting of two (2) misdemeanors at four (4) points each. This envelope was returned July 9, 2013 labeled "Return to Sender, Not Deliverable as Addressed, Unable to Forward."

5. No request for a hearing has been received.

6. The entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises; NOW, THEREFORE, IT IS HEREBY ORDERED that the Statement of Intent to Deny Liquor License for case 24,745 is adopted.

IT IS HEREBY FURTHER ORDERED that the liquor license application for Benfield Inc. d/b/a Olalla Public Store located at 13965 Crescent Valley Rd SE, Olalla, Washington is DENIED.

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

WASHINGTON STATE LIQUOR CONTROL BOARD

Rogers Kurose

[Signature]

Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or delivering it directly to the Washington State Liquor Control Board, Attn: Kevin McCarroll, 3000

Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's office. RCW 34.05.010(6). A copy shall also be sent to Mary M. Tennyson, Senior Assistant Attorney General, 1125 Washington St. SE, P.O. Box 40110, Olympia, WA 98504-0110. A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5). The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).



Washington State
Liquor Control Board

July 24, 2013

Colby Kenfield
Benfield Inc.
d/b/a Olalla Public Store
PO Box 6
Olalla, WA 98359-0006

Sharon Hendricks,
Policy and Compliance Manager
WSLCB
PO Box 43098
Olympia, WA 98504-3098

RE: FINAL ORDER OF THE BOARD

Applicant: Benfield Inc.

Trade Name: Olalla Public Store

Location: 13965 Crescent Valley Rd SE, Olalla, WA 98359-7506

License Application No. 355919

UBI: 603-217-462-001-0001

LCB Hearing No. 24,745

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter.

If you have any questions, please contact me at (360) 664-1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Kitsap County Commissioners
Kim O'Neal, AAG, GCE Division, Office of Attorney General
Kathe McDaniel, Licensing Manager, WSLCB
Sgt Pat McFerran, Enforcement and Education Division, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. 23,745

5 BENFIELD INC
6 d/b/a OLALLA PUBLIC STORE
7 PO BOX 6
8 OLALLA, WA 98359-0006

DECLARATION OF SERVICE BY
MAIL

9 LOCATION ADDRESS:
10 13965 CRESCENT VALLEY RD SE
11 OLALLA, WA 98359-7506

LICENSE APPLICANT
LICENSE APPLICATION NO. 355919
UBI NO: 603-217-462-001-0001

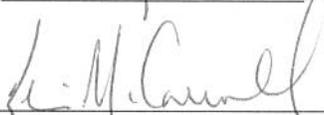
12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage
14 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for state offices, on the
15 date below to:
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17
18 BENFIELD INC
19 d/b/a OLALLA PUBLIC STORE
20 PO BOX 6
21 OLALLA, WA 98359-0006

WSLCB
MAIL STOP 43098
LICENSING DIVISION
SHARON HENDRICKS

22 BENFIELD INC
23 d/b/a OLALLA PUBLIC STORE
24 13965 CRESCENT VALLEY RD SE
25 OLALLA, WA 98359-7506

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


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