

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

AUBURN WINE & SPIRIT INC  
d/b/a AUBURN WINE & SPIRIT  
3930 A STREET SE STE 301  
AUBURN, WA 98002

LICENSEE

LICENSE NO. 409627  
AVN NO. 2P3074B

LCB NO. 24,774  
OAH NO. 2013-LCB-0072

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 complaint dated October 22, 2013, alleging that on March 15, 2013, the above-named Licensee, or an employee(s) thereof, gave, sold and/or supplied liquor to a person or persons under the age of twenty-one (21), contrary to RCW 66.44.270(1) and WAC 314-11-020(1).
2. The Licensee timely submitted a request for an administrative hearing.
3. A hearing was convened at 1:00 p.m. on May 5, 2014 before Administrative Law Judge Robert Krabill.
4. The Licensee did not appear for the hearing nor request a continuance. The Enforcement Division of the Board was represented by Assistant Attorney General Jennifer Elias.
5. On May 27, 2014, Administrative Law Judge Robert Krabill entered his Initial Order, ordering that the appeal was dismissed and the Board's Administrative Violation Notice was affirmed.
6. No request to vacate the default was filed.
7. No petition for review was filed.

8. 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 default order for case 24,774 is adopted.

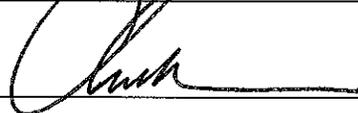
IT IS HEREBY FURTHER ORDERED that the Complaint filed in case 24,774 is sustained and that the liquor license privileges granted to Auburn Wine & Spirit Inc. d/b/a Auburn Wine & Spirit at 3930 A Street SE Suite 301 in Auburn, Washington, License 409627, are hereby suspended for a term of ten (10) days. In lieu of a license suspension, the Licensee may pay a monetary penalty in the amount of one thousand dollars (\$1,000.00) due within 30 days of this order. If timely payment is not received, suspension will take place from 10:00 a.m. on Friday, September 12, 2014 until 10:00 a.m. on Monday, September 22, 2014. Failure to comply with the terms of this order will result in further disciplinary action.

Payment in reference to this order should be sent to:

**Washington State Liquor Control Board  
Financial Division  
PO Box 43085  
Olympia, WA 98504-3085**

DATED at Olympia, Washington this 15 day of July, 2014.

WASHINGTON STATE LIQUOR CONTROL BOARD

  
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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

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July 16, 2014

Henok Mezengi  
Auburn Wine & Spirit, Inc.  
d/b/a Auburn Wine & Spirit  
3930 A Street Ste 301  
Auburn, WA 98002-3857

Jennifer Elias, 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: Auburn Wine & Spirit, Inc.**  
**TRADE NAME: Auburn Wine & Spirit**  
**LOCATION: 3930 A Street Ste 301, Auburn, WA 98002-3857**  
**LICENSE NO. 409627**  
**LCB HEARING NO. 24,774**  
**OAH NO. 2013-LCB-0072**  
**AVN NO. 2P3074B**  
**UBI: 6032138790010001**

Dear Parties:

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

**The applicable monetary penalty is due by Friday, August 15, 2014.** If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink that reads "Kevin McCarroll".

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Federal Way Enforcement and Education Division, WSLCB  
Jamie Marshall, WSLCB Enforcement

**WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

AUBURN WINE & SPIRIT, INC.  
d/b/a AUBURN WINE & SPIRIT  
3930 A STREET STE 301  
AUBURN, WA 98002-3857

LICENSEE

LICENSE NO. 409627  
AVN NO. 2P3074B

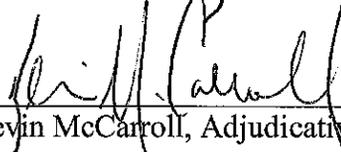
LCB NO. 24,774  
OAH NO. 2013-LCB-0072

DECLARATION OF SERVICE BY  
MAIL

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:

HENOK MEZENGI AUBURN WINE & SPIRIT, INC. d/b/a AUBURN WINE & SPIRIT 3930 A STREET STE 301 AUBURN, WA 98002-3857	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION JENNIFER ELIAS, ASSISTANT ATTORNEY GENERAL
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DATED this 16<sup>th</sup> day of July, 2014, at Olympia, Washington.

  
Kevin McCarroll, Adjudicative Proceedings Coordinator