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

8 IN THE MATTER OF:

LCB NO. 24,796

9 CHEYENNE CORPORATION d/b/a  
10 DENNY'S HARVEST FOODS  
215 E. STATE ROUTE 902  
11 MEDICAL LAKE, WA 99022

FINAL ORDER OF THE BOARD

[PROPOSED]

LICENSEE

12  
13 LICENSE NO. 087377  
AVN NO. 4M3136A

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 CHEYENNE CORPORATION  
18 d/b/a DENNY'S HARVEST FOODS (Licensee) by and through DENNY MCDANIEL, and  
19 the parties having voluntarily entered into a stipulated settlement agreement for case number  
20 24,796, 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 24,796 is sustained.  
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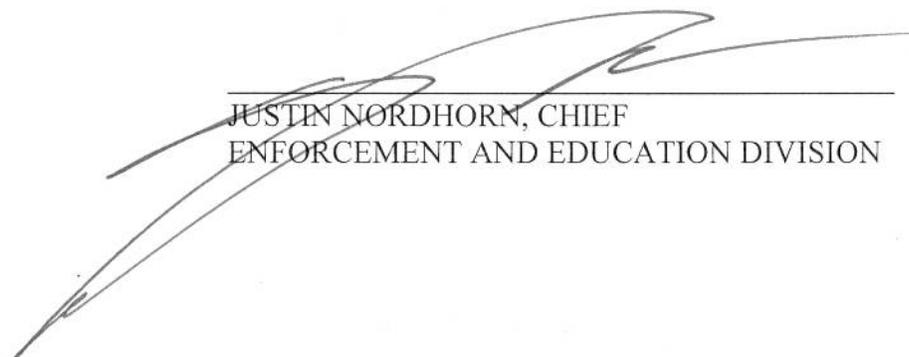
1 Licensee shall pay three hundred dollars (\$300) no later than thirty (30) days after the date of  
2 the Final Order of the Board. **The payment shall be sent to:**

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 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 30 day of October, 2013.

11 WASHINGTON STATE LIQUOR CONTROL BOARD

12   
13 JUSTIN NORDHORN, CHIEF  
14 ENFORCEMENT AND EDUCATION DIVISION

RECEIVED

OCT 25 2013

Liquor Control Board  
Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. 24,796

CHEYENNE CORPORATION d/b/a  
DENNY'S HARVEST FOODS  
215 E. STATE ROUTE 902  
MEDICAL LAKE, WA 99022

STIPULATED  
SETTLEMENT AGREEMENT

LICENSEE

License No. 087377  
AVN NO. 4M3136A

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 the CHEYENNE CORPORATION d/b/a DENNY'S HARVEST FOODS (Licensee), by and through DENNY MCDANIEL, hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) Case Number 24,796.

**I. INTRODUCTION**

The Washington State Liquor Control Board Enforcement Division issued AVN No. 4M3136A to the Licensee, alleging that on or about May 16, 2013, the above-named Licensee or employee(s) thereof, gave, sold, or otherwise supplied alcohol to a person under the age of twenty-one (21), contrary to RCW 66.44.270.



1 **II. AGREEMENT OF THE PARTIES**

2 Prior to the filing of an administrative complaint, the parties have agreed to resolve  
3 AVN No. 4M3136A 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 admits to the violation set forth in AVN No. 4M3136A.  
12 Specifically, on or about May 16, 2013, the above-named Licensee or employee thereof, gave,  
13 sold, or otherwise supplied alcohol to a person under the age of twenty-one (21) in violation of  
14 RCW 66.44.270.

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

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

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

24 **Washington State Liquor Control Board**  
25 **P.O. Box 43085**  
26 **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.

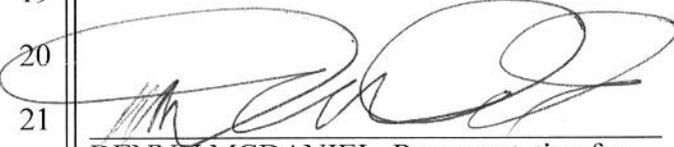
10 10. The parties recognize that this settlement agreement is subject to approval by  
11 the Washington State Liquor Control Board.

12 STIPULATED AND AGREED TO by:

13  
14 ROBERT W. FERGUSON  
Attorney General

15  
16   
17 ISAAC WILLIAMSON, WSBA #43921  
Assistant Attorney General  
18 Attorney for Washington State  
Liquor Control Board Education and  
19 Enforcement Division

10/21/13  
\_\_\_\_\_  
DATE

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21   
22 DENNY MCDANIEL, Representative for  
CHEYENNE CORPORATION d/b/a  
23 DENNY'S HARVEST FOODS, Licensee

10-15-13  
\_\_\_\_\_  
DATE



Washington State  
Liquor Control Board

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October 31, 2013

Cheyenne Corporation  
d/b/a Denny's Harvest Foods  
PO Box 549  
Medical Lake, WA 99022-0549

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: Cheyenne Corporation**  
**TRADE NAME: Denny's Harvest Foods**  
**LOCATION: 215 E SR 902, Medical Lake, WA 99022**  
**LICENSE NO. 087377-4P**  
**ADMINISTRATIVE VIOLATION NOTICE NO. 4M3136A**  
**LCB HEARING NO. 24,796**  
**UBI: 601-539-261-001-0003**

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 Monday, December 2, 2013. If payment is not timely, then suspension will take place from 9:00 a.m. on Wednesday, December 18, 2013 until 9:00 a.m. on Monday, December 23, 2013.** If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll".

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures

cc: Spokane Enforcement and Education Division, WSLCB  
Jamie Marshall, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

LCB NO. 24,796

CHEYENNE CORPORATION d/b/a  
DENNY'S HARVEST FOODS  
215 E SR 902  
MEDICAL LAKE, WA 99022

DECLARATION OF SERVICE BY  
MAIL

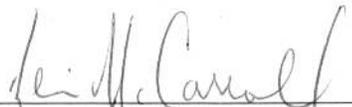
LICENSEE

LICENSE NO. 087377  
AVN NO. 4M3136A

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:

CHEYENNE CORPORATION d/b/a DENNY'S HARVEST FOODS PO BOX 549 MEDICAL LAKE, WA 99022-0549	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION ISAAC WILLIAMSON, ASSISTANT ATTORNEY GENERAL
CHEYENNE CORPORATION d/b/a DENNY'S HARVEST FOODS 215 E SR 902 MEDICAL LAKE, WA 99022	

DATED this 31<sup>st</sup> day of October, 2013, at Olympia, Washington.

  
Kevin McCarroll, Adjudicative Proceedings Coordinator