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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NO. L-24,975

DAVE'S RESTAURANT & LOUNGE  
CORP. d/b/a HOMERUN RESTAURANT  
& LOUNGE

FINAL ORDER OF THE BOARD

~~[PROPOSED]~~

423 AIRPORT WAY  
RENTON, WA 98057

LICENSEE

LICENSE NO. 355755  
AVN NO. 2M4003A

THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and ARYNA ANDERSON, Assistant Attorney General, and DAVE'S RESTAURANT & LOUNGE CORP. d/b/a HOMERUN RESTAURANT & LOUNGE (Licensee) by and through its representative, DAVE ANDERSON, and the parties having voluntarily entered into a stipulated settlement agreement for case number L-24,975, and the Board having considered the Stipulated Settlement Agreement and Enforcement's Memorandum recommending acceptance of the Stipulated Settlement Agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above captioned case is adopted in its entirety; and the administrative violation notice (AVN) for Case

1 Number L-24,975 is sustained. Licensee shall pay three hundred dollars (\$300.00) no later than  
2 thirty (30) days after the date of the Final Order of the Board. Licensee can elect to pay \$300 in  
3 two \$150 installments, so long as both installments are paid by the aforementioned deadline.

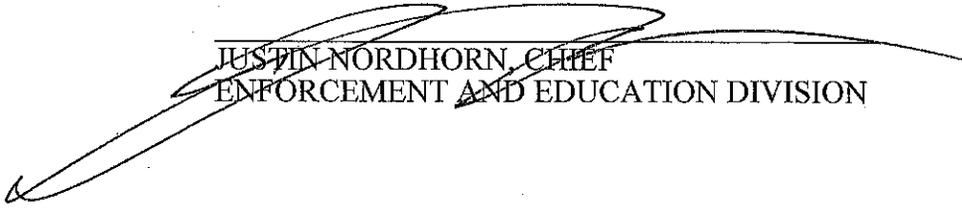
4 **The payments shall be sent to:**

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

7 In the event that the Licensee fails to make full and timely payment of the three hundred  
8 dollar (\$300.00) monetary penalty, a five (5) day suspension of the Licensee's liquor license  
9 will go into effect, the dates and time of which shall be set by the Washington State Liquor  
10 Control Board.

11 DATED this 02 day of DECEMBER, 2014.

12 WASHINGTON STATE LIQUOR CONTROL BOARD

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16 JUSTIN NORDHORN, CHIEF  
17 ENFORCEMENT AND EDUCATION DIVISION  
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RECEIVED

NOV 1 / 2014

Liquor Control Board  
Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

LCB NO. L-24,975

DAVE'S RESTAURANT & LOUNGE  
CORP. d/b/a HOMERUN RESTAURANT  
& LOUNGE

STIPULATED  
SETTLEMENT AGREEMENT

423 AIRPORT WAY  
RENTON, WA 98057

LICENSEE

LICENSE NO. 355755  
AVN NO. 2M4003A

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and ARYNA ANDERSON, Assistant Attorney General, and DAVE'S RESTAURANT & LOUNGE CORP. d/b/a HOMERUN RESTAURANT & LOUNGE (Licensee) by and through its representative, DENISE ANDERSON, hereby enter into this stipulated settlement agreement for Liquor Control Board (LCB) case number L-24,975.

**I. INTRODUCTION**

The Washington State Liquor Control Board, Enforcement and Education Division issued administrative violation notice (AVN) 2M4003A to the Licensee alleging that on or about January 1, 2014, the Licensee or employee(s) thereof allowed the Licensee's patrons to possess and consume alcohol on the licensed premises between 2:00 a.m. and 6:00 a.m. contrary to WAC 314-11-070.

STIPULATED SETTLEMENT  
AGREEMENT

ATTORNEY GENERAL OF WASHINGTON  
1125 Washington Street SE  
PO Box 40100  
Olympia, WA 98504-0100  
(360) 664-9006

LCB No. L-24,975

1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Licensee agree to the following:

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

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

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

10 4. The Licensee admits to the violations set forth in AVN 2M4003A. Specifically,  
11 that on or about January 1, 2014, the Licensee or employee(s) thereof allowed the Licensee's  
12 patrons to possess and consume alcohol on the licensed premises between 2:00 a.m. and 6:00  
13 a.m. contrary to WAC 314-11-070.

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

18 6. The Licensee agrees to pay a monetary penalty of three hundred dollars (\$300)  
19 within thirty (30) days of the date of the Final Order of the Board, no later than 4:00 p.m. on  
20 the applicable date, for the violations stipulated to in Section II, Paragraph 4. The Licensee  
21 intends to pay \$300 in two \$150 installments by the aforementioned deadline. Payment shall  
22 be sent to:

23 **Washington State Liquor Control Board**  
24 **PO Box 43085**  
**Olympia, WA 98504-3085**

25 7. In the event that the Licensee fails to make the full payment of the monetary  
26 penalty on time, as set out and required by Section II, Paragraph 6, the Licensee shall be

1 subject to a five (5) day suspension of its liquor license, the date and time of suspension to be  
2 set by the Board.

3 8. The parties recognize that this settlement agreement is subject to approval by  
4 the Washington State Liquor Control Board.

5 STIPULATED AND AGREED TO by:

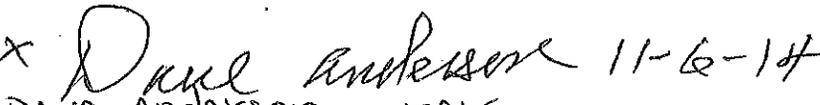
6  
7 ROBERT W. FERGUSON  
Attorney General

8 

9 11/13/2014

10 ARYNA ANDERSON, WSBA #42344  
Assistant Attorney General  
Attorneys for Washington State  
11 Liquor Control Board Education and  
12 Enforcement Division

DATE

13 x  11-6-14

14 ~~DAVE ANDERSON, OWNER~~  
15 DENISE ANDERSON, Representative for 06 NOV 14 DATE  
DAVE'S RESTAURANT & LOUNGE CORP.  
16 d/b/a HOMERUN RESTAURANT & LOUNGE,  
Licensee



Washington State  
Liquor Control Board

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December 5, 2014

Dave Anderson  
Dave's Restaurant & Lounge Corporation  
d/b/a Homerun Restaurant & Lounge  
423 Airport Way  
Renton, WA 98057-5349

Aryna Anderson, 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: Dave's Restaurant & Lounge Corporation  
TRADE NAME: Homerun Restaurant & Lounge  
LOCATION: 423 Airport Way, Renton, WA 98057-5349  
LICENSE NO. 355755  
ADMINISTRATIVE VIOLATION NOTICE NO. 2M4003A  
LCB NO. L-24,975  
UBI: 603-137-330-001-0001

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 January 5, 2015. If payment is not received timely, then suspension will take place from 8:30 p.m. on Thursday, January 22, 2015 until 8:30 p.m. on Tuesday, January 27, 2015.** 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: Federal Way Enforcement and Education Division, WSLCB  
Jamie Marshall, Enforcement and Education Division, WSLCB

**WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

DAVE'S RESTAURANT &  
LOUNGE CORPORATION d/b/a  
HOMERUN RESTAURANT &  
LOUNGE  
423 AIRPORT WAY  
RENTON, WA 98057-5349

LICENSEE

LICENSE NO. 355755  
AVN NO. 2M4003A

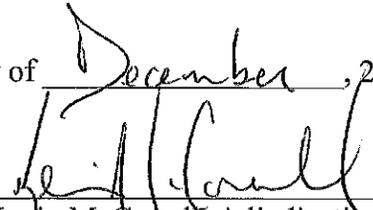
LCB NO. L-24,975

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 electronic mail for WSLCB offices, and Campus Mail via Consolidated Mail Services for state offices on the date below to:

DAVE ANDERSON DAVE'S RESTAURANT & LOUNGE CORPORATION d/b/a HOMERUN RESTAURANT & LOUNGE 423 AIRPORT WAY RENTON, WA 98057-5349	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION ARYNA ANDERSON, ASSISTANT ATTORNEY GENERAL
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DATED this 5<sup>th</sup> day of December, 2014 at Olympia, Washington.

  
Kevin McCarroll, Adjudicative Proceedings Coordinator