BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: CENTURYLINK FIELD 800 OCCIDENTAL AVENUE S SEATTLE, WA 98134 423 AIRPORT WAY RENTON, WA 98057 LICENSEE LICENSE NO. 081856 AVN NO. 2P3363 B	NO. L-25,005 FINAL ORDER OF THE BOARD ~~[PROPOSED]~~

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 JENNIFER ELIAS, Assistant Attorney General, and CENTURYLINK FIELD (Licensee) by and through its attorney, DAVID A. MALONE, and the parties having voluntarily entered into a stipulated settlement agreement for case number L-25,005, 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 Number L-25,005 is sustained. Licensee shall pay three thousand, five hundred

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

dollars ($3,500.00) no later than thirty (30) days after the date of the Final Order of the Board. **The payments shall be sent to:**

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

In the event that the Licensee fails to make full and timely payment of the three thousand, five hundred dollar ($3,500.00) monetary penalty, a seven (7) day suspension of the Licensee's liquor license will go into effect, the dates and time of which shall be set by the Washington State Liquor Control Board.

DATED this 16 day of December, 2014.

WASHINGTON STATE LIQUOR CONTROL BOARD

Sharon Foster

RECEIVED
DEC 12 2014
Liquor Control Board
Board Administration

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: CENTURYLINK FIELD 800 OCCIDENTAL AVENUE S SEATTLE, WA 98134 LICENSEE LICENSE NO. 081856 AVN NO. 2P3363B	LCB No. L-25,005 STIPULATED SETTLEMENT AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement), by and through its attorneys, ROBERT W. FERGUSON, Attorney General, JENNIFER ELIAS, Assistant Attorney General, and CENTURY LINK FIELD (Licensee), by and through its attorneys, DAVID A. MALONE, hereby enter into this Stipulated Settlement Agreement for Washington State Liquor Control Board (Board) Case Number L-25,005, arising from Administrative Violation Notice (AVN) 2P3363B.

I. INTRODUCTION

The Washington State Liquor Control Board charged the Licensee with the following alleged violations of Title 66 RCW in an AVN dated January 10, 2014. The AVN alleges:

> On or around December 29, 2013, the above-named Licensee or employee(s) thereof gave, sold, and/or supplied liquor to an apparently intoxicated person, contrary to RCW 66.44.200(1).

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

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II. AGREEMENT OF THE PARTIES

Enforcement and the Licensee agree to the following:

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

2. The Licensee explicitly waives the right to further administrative review of all matters related to the above-referenced violation. Furthermore, the Licensee hereby voluntarily withdraws its request for hearing in this matter.

3. The Licensee admits to the above-referenced AVN. Specifically:

> On or around December 29, 2013, the above-named Licensee or employee(s) thereof gave, sold, and/or supplied liquor to an apparently intoxicated person, contrary to RCW 66.44.200(1).

4. Enforcement and the Licensee agree that the standard penalty under WAC 314-29-020 for a second violation of provision of liquor to an apparently intoxicated person is a seven (7) day suspension of the liquor license.

5. Enforcement and the Licensee agree that the Licensee shall pay a monetary penalty of three thousand, five hundred dollars ($3,500) for the above matter and shall serve no suspension.

6. The Licensee shall pay the monetary penalty of three thousand, five hundred dollars ($3,500) no later than thirty (30) days after the date of the Final Order of the Board. Payment shall be sent to:

Washington State Liquor Control Board
P.O. Box 43095
Olympia WA, 98504-3085

7. If the Licensee subsequently fails to make a full and timely payment of the penalty as required in Section II, Paragraph 6, then the standard penalty of a seven (7) day suspension of the Licensee's liquor license shall be imposed.

8. Enforcement and the Licensee acknowledge that the Licensee is taking responsibility for the violation, has a long term history of compliance, is aware of the Board's

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(360) 664-9006

penalty standards set forth in Chapter 314-29 WAC, and that aggravating and mitigating circumstances are evaluated on a case-by-case basis, and the Licensee is committed to no additional violations.

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

10. This Agreement constitutes the final written expression of all the terms of this agreement and is a complete and exclusive statement of these terms.

STIPULATED AND AGREED TO by:

ROBERT W. FERGUSON
Attorney General

#46608 for
JENNIFER ELIAS, WSBA #36334
Assistant Attorney General
Attorneys for Enforcement

12/04/2014
DATE

DAVID A. MALONE, WSBA # 23435
Attorneys for Licensee

12/2/2014
DATE

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

Washington State
Liquor Control Board

December 18, 2014

David Malone,
Attorney for Licensee
Miller Malone & Tellefson
3110 Ruston Way Ste F
Tacoma, WA 98402-5308

Seattle Sportservice Inc
d/b/a Century Link Field
40 Fountain Plaza
Attn 12th Fl Licensing
Buffalo, NY 14202-2229

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: Seattle Sportservice Inc.
TRADE NAME: Century Link Field
LOCATION: 800 Occidental Ave S, Seattle, WA 98134
LICENSE NO. 081856
ADMINISTRATIVE VIOLATION NOTICE NO. 2P3363B
LCB HEARING NO. L-25,005
UBI: 603-264-943-001-0001

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 20, 2015.** If you have any questions, please contact me at (360) 664–1602.

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures
cc: Federal Way and Mountlake Terrace Enforcement and Education Divisions, WSLCB
Jamie Marshall, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:	LCB NO. L-25,005
SEATTLE SPORTSERVICE INC d/b/a CENTURY LINK FIELD 800 OCCIDENTAL AVE S SEATTLE, WA 98134-1200 LICENSEE LICENSE NO. 081856 AVN NO. 2P3363B	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:

DAVID MALONE, ATTORNEY FOR LICENSEE MILLER MALONE & TELLEFSON 3110 RUSTON WAY STE F TACOMA, WA 98402-5308	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION JENNIFER ELIAS, ASSISTANT ATTORNEY GENERAL
SEATTLE SPORTSERVICE INC d/b/a CENTURY LINK FIELD 40 FOUNTAIN PLAZA ATTN 12TH FL LICENSING BUFFALO, NY 14202-2229	

DATED this 18th day of December, 2014 at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator