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

8 IN THE MATTER OF:

NO. L-25,032

9 JONATHAN MCINTYRE

FINAL ORDER OF THE BOARD  
APPROVING STIPULATED  
SETTLEMENT AGREEMENT

10 2736 GRANT STREET  
11 BELLINGHAM, WA 98225

~~[PROPOSED]~~

12 PERMIT NO. 120-509-145  
13 AVN NO. 3B4102B

14 The above-titled matter having come before the Board upon a Stipulated Settlement  
15 Agreement between the Enforcement and Education Division of the Washington State Liquor  
16 Control Board and the MAST Permit Holder and the Board having reviewed the Stipulated  
17 Settlement Agreement:

18 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above-  
19 captioned case is adopted in its entirety and the AVN for Case No. L-25,032 is sustained.  
20 Permit Holder shall pay a monetary penalty of seventy five dollars (\$75) no later than thirty  
21 (30) days after the date of the Final Order of the Board. **All payments shall be sent to:**

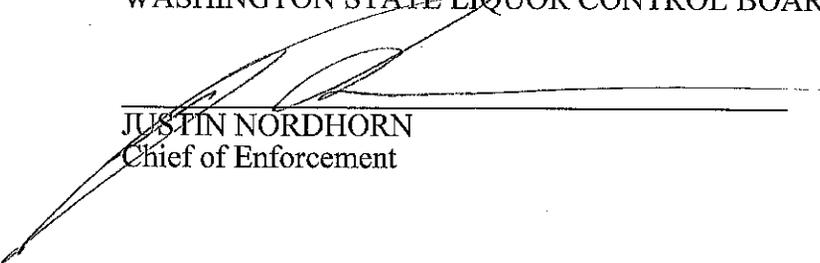
22 **Washington State Liquor Control Board**  
23 **PO Box 43085**  
24 **Olympia, WA 98504-3085**

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1 In the event the Permit Holder fails to make a full and timely payment, the Permit Holder shall  
2 serve a suspension of his MAST permit, the dates and time of which shall be set by the  
3 Washington State Liquor Control Board.

4 DATED this 9 day of JANUARY, 2015.

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6 WASHINGTON STATE LIQUOR CONTROL BOARD

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9 JUSTIN NORDHORN  
10 Chief of Enforcement  
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Liquor Control Board  
Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NO. L-25,032

JONATHAN MCINTYRE

STIPULATED SETTLEMENT  
AGREEMENT

2736 GRANT STREET  
BELLINGHAM, WA 98225

PERMIT NO. 120-509-145  
AVN NO. 3B4102B

The Washington State Liquor Control Board Enforcement and Education Division (“Enforcement”) represented by its attorneys ROBERT W. FERGUSON, Attorney General, and SUSIE GILES-KLEIN, Assistant Attorney General, and the MAST Permit Holder JONATHAN MCINTYRE hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. L-25,032.

**I. INTRODUCTION**

Enforcement charged the above-named MAST Permit Holder in Administrative Violation Notice (“AVN”) No. 3B4102B with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

On or about April 12, 2014, the above-named MAST Permit Holder served and/ or sold liquor to an apparently intoxicated person on the licensed premises, and/or allowed an apparently intoxicated person to consume and/or possess liquor on the licensed premises, contrary to WAC 314-16-150.

STIPULATED SETTLEMENT  
AGREEMENT

1

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

LCB NO. L-25,032

ORIGINAL

1 Enforcement and the MAST Permit Holder wish to enter into a settlement agreement  
2 concerning the above-referenced AVN.

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the MAST Permit Holder agree to the following:

5 1. Enforcement and the MAST Permit Holder enter into this agreement to avoid  
6 the time and expense of further litigation.

7 2. The MAST Permit Holder explicitly waives the right of further administrative  
8 review of all matters related to the above-referenced AVN. The MAST Permit Holder hereby  
9 voluntarily withdraws his request for a hearing in this matter.

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

12 4. The MAST Permit Holder stipulates to the violation set forth above and  
13 referenced in the AVN, specifically: on or about April 12, 2014, the above-named MAST  
14 Permit Holder served and/ or sold liquor to an apparently intoxicated person on the licensed  
15 premises, and/or allowed an apparently intoxicated person to consume and/or possess liquor on  
16 the licensed premises, contrary to WAC 314-16-150.

17 5. The MAST Permit Holder acknowledges this is his first violation of this type  
18 within a thirty-six (36) month period, which carries a standard monetary penalty of one hundred  
19 dollars (\$100.00) or a five (5) day suspension of the license.

20 6. In consideration of the MAST Permit Holder's agreement not to pursue further  
21 administrative review, the Washington State Liquor Control Board agrees to reduce the  
22 monetary penalty to seventy five dollars (\$75). This amount shall be paid within thirty (30)  
23 days of the date of the final order of the Board. **Payment shall be made no later than 4:00**  
24 **p.m. on the applicable date and sent to:**

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

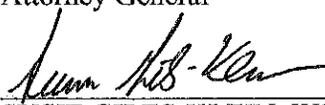
1           7.       In the event the MAST Permit Holder fails to make full and timely payment of  
2 the monetary penalty as required in Section II, Paragraph 6, the MAST Permit Holder shall  
3 serve the standard penalty of a five (5) day suspension of his permit, the dates and times of  
4 which shall be set by the Board.

5           8.       The undersigned parties declare that the terms of this Settlement Agreement are  
6 completely read, wholly understood, and voluntarily accepted for the purpose of making a full  
7 and final compromise and settlement of any and all claims arising from the above referenced  
8 AVN.

9           9.       The parties recognize that this settlement agreement is subject to approval by  
10 the Board.

11                   STIPULATED AND AGREED TO BY:

12  
13 ROBERT W. FERGUSON  
14 Attorney General

15   
16 \_\_\_\_\_  
17 SUSIE GILES-KLEIN, WSBA #46608  
18 Assistant Attorney General  
19 Attorneys for Washington State  
20 Liquor Control Board Enforcement and  
21 Education Division

15 1/05/2015  
16 \_\_\_\_\_  
17 DATE

19   
20 \_\_\_\_\_  
21 JONATHAN MCINTYRE  
22 MAST Permit Holder

19 12/30/14  
20 \_\_\_\_\_  
21 DATE

23   
24 \_\_\_\_\_  
25 SEAN MCKEE #40199  
26 Attorney for Jonathan McIntyre

23 12/30/14  
24 \_\_\_\_\_  
25 DATE



Washington State  
Liquor Control Board

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January 13, 2015

Sean McKee,  
Attorney for Permit Holder  
Law Offices of Aaron M. Lukoff  
215 Flora St  
Bellingham, WA 98225-4441

Jonathan McIntyre  
2736 Grant St  
Bellingham, WA 98225-2606

Susie Giles-Klein, AAG  
GCE Division, Office of Attorney General  
1125 Washington Street SE  
PO Box 40100  
Olympia, WA 98504-0100

RE: FINAL ORDER OF THE BOARD APPROVING STIPULATED SETTLEMENT AGREEMENT  
MAST PERMIT HOLDER: Jonathan McIntyre  
PERMIT NUMBER: 120-509-145  
ADMINISTRATIVE VIOLATION NOTICE NO. 3B4102B  
LCB HEARING NO. L-25,032

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 of \$75.00 was received on December 5, 2014.**

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: Mt. Vernon Enforcement and Education Division, WSLCB  
Lisa Red, Enforcement Headquarters, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JONATHAN MCINTYRE  
2736 GRANT ST  
BELLINGHAM, WA 98225-2606

MAST PERMIT HOLDER

PERMIT NO. 120-509-145  
AVN NO. 3B4102B

LCB NO. L-25,032

DECLARATION OF SERVICE BY  
MAIL

I certify that I caused a copy of the FINAL ORDER OF THE BOARD APPROVING STIPULATED SETTLEMENT AGREEMENT 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:

SEAN MCKEE, ATTORNEY FOR PERMIT HOLDER LAW OFFICES OF AARON M. LUKOFF 215 FLORA ST BELLINGHAM, WA 98225-4441	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION SUSIE GILES-KLEIN, ASSISTANT ATTORNEY GENERAL
JONATHAN MCINTYRE 2736 GRANT ST BELLINGHAM, WA 98225-2606	

DATED this 13<sup>th</sup> day of January, 2015 at Olympia, Washington.

  
Kevin McCarroll, Adjudicative Proceedings Coordinator