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

6 IN THE MATTER OF:

7 HKN LIMITED LIABILITY
8 CORPORATION
9 d/b/a MIDWAY CHEVRON

10 25915 PACIFIC HWY S
11 DES MOINES, WA 98198

LICENSE NO. 080968
AVN NO. 2N5021A

NO. L-25,449

FINAL ORDER OF THE BOARD

~~PROPOSED~~

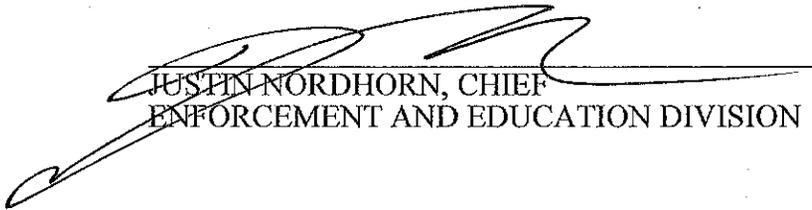
12 The above-titled matter having come before the Board upon a Stipulated Settlement
13 Agreement between the Enforcement and Education Division of the Washington State Liquor
14 Control Board and the Licensee and the Board having reviewed the Stipulated Settlement
15 Agreement:

16 IT IS HEREBY ORDERED that the Stipulated Settlement Agreement for case number
17 L-25,449 is adopted in its entirety and the AVN is sustained. Licensee shall pay a monetary
18 penalty of three hundred dollars (\$300) no later than thirty (30) days after the date of the Final
19 Order of the Board. **All payments shall be sent to:**

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

23 DATED this 13 day of July, 2015.

24 WASHINGTON STATE LIQUOR CONTROL BOARD

25 
26 JUSTIN NORDHORN, CHIEF
ENFORCEMENT AND EDUCATION DIVISION

RECEIVED

JUL 10 2015

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. L-25,449

HKN LIMITED LIABILITY
CORPORATION
d/b/a MIDWAY CHEVRON

STIPULATED SETTLEMENT
AGREEMENT

25915 PACIFIC HWY S
DES MOINES, WA 98198

LICENSE NO. 080968
AVN NO. 2N5021A

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 Licensee HKN, L.L.C. d/b/a MIDWAY CHEVRON, represented by its attorney, THERESA NGUYEN, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. L-25,449.

I. INTRODUCTION

Enforcement charged the above-named Licensee in Administrative Violation Notice ("AVN") No. 2N5021A with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

On or about January 21, 2015, the above-named Licensee, or employee(s) thereof, unlawfully sold, gave, or otherwise supplied liquor to a person under the age of twenty-one

1 (21) and/or permitted a person under that age to consume liquor on the licensed premises,
2 contrary to RCW 66.44.270(1) and WAC 314-16-150(1).

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

5 **II. AGREEMENT OF THE PARTIES**

6 Enforcement and the Licensee agree to the following:

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

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

12 3. The Licensee stipulates to the violation set forth above and referenced in the
13 AVN, specifically: On or about January 21, 2015, the above-named Licensee, or employee(s)
14 thereof, unlawfully sold, gave, or otherwise supplied liquor to a person under the age of
15 twenty-one (21) and/or permitted a person under that age to consume liquor on the licensed
16 premises, contrary to RCW 66.44.270(1) and WAC 314-16-150(1).

17 4. The Licensee acknowledges this is the Licensee's first violation of this type
18 within a twenty-four (24) month period, which carries a standard monetary penalty of five
19 hundred dollars (\$500.00) or a five (5) day suspension of the license.

20 5. In consideration of the Licensee's agreement not to pursue further
21 administrative review, the Washington State Liquor Control Board (the "Board") agrees to
22 reduce the monetary penalty to three hundred dollars (\$300). This amount shall be paid within
23 thirty (30) days of the date of the final order of the Board. **Payment shall be made no later**
24 **than 4:00 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 6. In the event the Licensee fails to make full and timely payment of the monetary
2 penalty as required in Section II, Paragraph 5, the Licensee shall serve the standard penalty of a
3 five (5) day suspension of its liquor license, the dates and times of which shall be set by the
4 Board.

5 7. This Settlement Agreement constitutes the final written expression of all the
6 terms of the parties' agreement, and is a complete and exclusive statement of these terms.

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

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

12 STIPULATED AND AGREED TO BY:

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

22 6/29/2015

23 _____
24 DATE

25 

26 _____
27 THERESA NGUYEN, WSBA #48326
28 Attorney for Licensee, HKN LLC
29 d/b/a Midway Chevron

30 6/15/15

31 _____
32 DATE



Washington State
Liquor Control Board

July 14, 2015

Theresa Nguyen
Attorney for Licensee
PO Box 69478
Seattle, WA 98168-9478

HKN Limited Liability Corporation
d/b/a Midway Chevron
25915 Pacific Hwy So
Des Moines, WA 98198-9021

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
LICENSEE: HKN Limited Liability Corporation
TRADE NAME: Midway Chevron
LOCATION: 25915 Pacific Hwy So, Des Moines, WA 98198-9021
LICENSE NO. 080968
ADMINISTRATIVE VIOLATION NOTICE NO. 2N5021A
LCB HEARING NO. L-25,449
UBI: 602-868-485-001-0001

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 monetary penalty of \$300.00 was received on June 19, 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
Kendra Boyd, Enforcement and Education Division Headquarters, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

HKN LIMITED LIABILITY
CORPORATION
d/b/a MIDWAY CHEVRON
25915 PACIFIC HWY SO
DES MOINES, WA 98198-9021

LICENSEE

LICENSE NO. 080968
AVN NO. 2N5021A

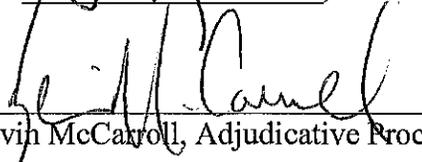
LCB NO. L-25,449

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:

THERESA NGUYEN ATTORNEY FOR LICENSEE PO BOX 69478 SEATTLE, WA 98168-9478	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION SUSIE GILES-KLEIN, ASSISTANT ATTORNEY GENERAL
HKN LIMITED LIABILITY CORPORATION d/b/a MIDWAY CHEVRON 25915 PACIFIC HWY SO DES MOINES, WA 98198-9021	

DATED this 14th day of July, 2015 at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator