BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: ULTIMA, LLC d/b/a ULTIMA Location Address: 1902 1ST ST CHENEY, WA 99004-2001 Mailing Address: 517 E 7TH AVE LOWR UNIT SPOKANE, WA 99202-1305 APPLICANT LICENSE APPLICATION NO. 414816 UBI: 603-352-412-001-0003	LCB NO. M-25,173 FINAL ORDER OF THE BOARD

The above-captioned matter coming on regularly before the Board, and it appearing that:

1. The Licensing Division of the Liquor Control Board issued a Statement of Intent to Deny Marijuana License dated July 11, 2014 asserting that the Applicant's proposed location was within 877 feet of Centennial Park located at 1812 7th Street in Cheney, Washington.

2. No hearing request was received from the Applicant.

3. The entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises; NOW,

THEREFORE, IT IS HEREBY ORDERED that the Statement of Intent to Deny Marijuana License for case M-25,173 in this matter is ADOPTED.

IT IS HEREBY FURTHER ORDERED that license application for Marijuana Retailer for Ultima, LLC d/b/a Ultima is DENIED.

DATED at Olympia, Washington this 10th day of February, 2015.

WASHINGTON STATE LIQUOR CONTROL BOARD

Jane Rushford

Ruthann Kurose

Reconsideration. Pursuant to RCW 34.05.470, you have ten (10) days from the mailing of this Order to file a petition for reconsideration stating the specific grounds on which relief is requested. A petition for reconsideration, together with any argument in support thereof, should be filed by mailing or delivering it directly to the Washington State Liquor Control Board, Attn: Kevin McCarroll, 3000 Pacific Avenue Southeast, PO Box 43076, Olympia, WA 98504-3076, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Board's office. RCW 34.05.010(6). A copy shall also be sent to Mary M. Tennyson, Senior Assistant Attorney General, 1125 Washington St. SE, P.O. Box 40110, Olympia, WA 98504-0110. A timely petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying reconsideration is not subject to judicial review. RCW 34.05.470(5).

The filing of a petition for reconsideration is not a prerequisite for filing a petition for judicial review.

Stay of Effectiveness. The filing of a petition for reconsideration does not stay the effectiveness of this Order. The Board has determined not to consider a petition to stay the effectiveness of this Order. Any such request should be made in connection with a petition for judicial review under chapter 34.05 RCW and RCW 34.05.550.

Judicial Review. Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty days after service of the final order, as provided in RCW 34.05.542.

Service. This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).

Washington State
Liquor Control Board

February 12, 2015

Ultima, LLC
d/b/a Ultima
517 E 7th Ave Lowr Unit
Spokane, WA 99202-1305

Becky Smith,
Licensing and Regulation Director
WSLCB
PO Box 43098
Olympia, WA 98504-3098

RE: ***FINAL ORDER OF THE BOARD***
APPLICANT: Ultima, LLC
TRADE NAME: Ultima
LOCATION: 1902 1st St, Cheney, WA 99004-2001
LICENSE APPLICATION NO. 414816
LCB NO. M-25,173
UBI: 603-352-412-001-0003

Dear Parties:

Please find the enclosed Final Order of the Board and Declaration of Service by Mail in the above-referenced matter.

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

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

KM:mg

Enclosures (2)

cc: Frank O'Dell, Marijuana Licensing Supervisor, WSLCB
Mary Henley, Marijuana Licensing Administrative Assistant, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: ULTIMA, LLC d/b/a ULTIMA 1902 1ST ST CHENEY, WA 99004-42001 APPLICANT LICENSE APPLICATION NO. 414816 UBI: 603 352 412 001 0003	LCB NO. M-25,173 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:

ULTIMA, LLC d/b/a ULTIMA 517 E 7TH Ave Lowr Unit SPOKANE, WA 99202-1305	BECKY SMITH, LICENSING AND REGULATION DIRECTOR WSLCB
ULTIMA, LLC d/b/a ULTIMA 1902 1ST ST CHENEY, WA 99004-2001	

DATED this 12th day of February, 2015, at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator