BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: BLOW "N" SMOKE & GLASS LLC d/b/a BLOW "N" SMOKE & GLASS Location Address: 717 NE 61ST ST VANCOUVER, WA 98665 Mailing Address: 9505 NE 44TH AVE VANCOUVER, WA 98665-9479 LICENSE APPLICANT LICENSE APPLICATION NO. 414352 UBI NO. 603 347 463 001 0002	LCB NO. M-25,210 OAH NO. 2014-LCB-0098 FINAL ORDER OF THE BOARD

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

1. The Licensing Division of Liquor Control Board issued a Statement of Intent to Deny Marijuana License on June 17, 2014, asserting that the above-captioned applicant's proposed location was within 994 feet of Jack and Jill House Day Care center located at 1202 NE Minnehana Street in Vancouver, Washington.

2. The Applicant submitted a timely request for a hearing.

3. On December 15, 2014, the Applicant filed a request with the Office of Administrative Hearings to cancel the hearing regarding the application for marijuana retail license, concurring with Licensing's decision to deny the application based on proximity to the day care center.

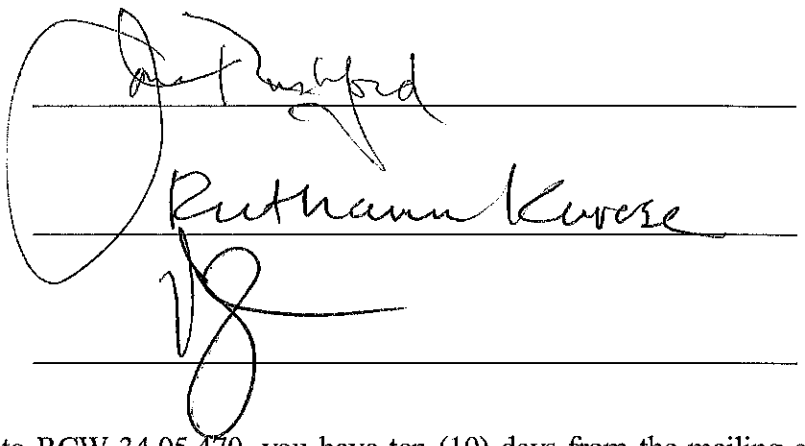
4. On December 16, 2014 Administrative Law Judge Joshua Sundt entered his Initial Order of Dismissal.

5. 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 in case M-25,210 is adopted.

IT IS HEREBY FURTHER ORDERED that marijuana license application number 414352 for Blow "N" Smoke and Glass LLC d/b/a Blow "N" Smoke & Glass is DENIED.

DATED at Olympia, Washington this 17th day of February, 2015.

WASHINGTON STATE LIQUOR CONTROL BOARD



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. The applicant withdrew its request for an administrative hearing. No appeal is available when a hearing request is withdrawn.

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 18, 2015

Pauline McGee
Blow "N" Smoke & Glass LLC
d/b/a Blow "N" Smoke & Glass
9505 NE 44th Ave
Vancouver, WA 98665-9479

Kim O'Neal, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

RE: ***FINAL ORDER OF THE BOARD***
APPLICANT: Blow "N" Smoke & Glass LLC
TRADE NAME: Blow "N" Smoke & Glass
LOCATION: 717 NE 61st St, Vancouver, WA 98665-8753
LICENSE NO. 414352
LCB HEARING NO. M-25,210
OAH NO. 2014-LCB-0098
UBI: 603-347-463-001-0002

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

Enclosures (2)

cc: Becky Smith, Licensing Director, WSLCB
Frank O'Dell, Licensing Supervisor, WSLCB
Mary Henley, Administrative Assistant, WSLCB

WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF: BLOW "N" SMOKE & GLASS LLC d/b/a BLOW "N" SMOKE & GLASS Location Address: 717 NE 61ST ST VANCOUVER, WA 98665-8753 Mailing Address: 9505 NE 44TH AVE VANCOUVER, WA 98665-9479 LICENSE APPLICANT LICENSE APPLICATION NO. 414352 UBI NO. 603 347 463 001 0002	LCB NO. M-25,210 OAH NO. 2014-LCB-0098 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:

PAULINE MCGEE BLOW "N" SMOKE & GLASS LLC d/b/a BLOW "N" SMOKE & GLASS 9505 NE 44TH AVE VANCOUVER, WA 98665-9479	OFFICE OF THE ATTORNEY GENERAL MAIL STOP 40100, GCE DIVISION KIM O'NEAL, ASSISTANT ATTORNEY GENERAL
PAULINE MCGEE BLOW "N" SMOKE & GLASS LLC d/b/a BLOW "N" SMOKE & GLASS 717 NE 61ST ST VANCOUVER, WA 98665-8753	

DATED this 18th day of February, 2015, at Olympia, Washington.

Kevin McCarroll, Adjudicative Proceedings Coordinator