

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

In The Matter Of the Hearing Of:

J & J HONG, INC  
d/b/a CORNERSTONE CHEVRON #3  
7160 CAPITOL BLVD SE  
TUMWATER, WA 98501-5518

Licensee

UBI: 602 533 279 001 0002  
TVN: 34600 / 1E1174A

OAH NO. 2011-LCB-0055  
LCB NO. T-543

FINAL ORDER OF THE BOARD

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

1. On August 31, 2011 the Board issued a Complaint alleging that on June 23, 2011 the above-named Licensee, or employee(s) thereof, sold/supplied tobacco to a person(s) under the age of eighteen (18), contrary to RCW 26.28.080 and is subject to the penalties set out in RCW 70.155.100;
2. A timely request for a hearing was received from the licensee;
3. A formal hearing was held on March 19, 2012 by the Office of Administrative Hearings;
4. At the hearing, the licensee was represented by Joon Hong of J & J Hong, Inc d/b/a Cornerstone Chevron #3. Assistant Attorney General Tim Ford represented the Education and Enforcement Division of the Board;

FINAL ORDER T-543  
CORNERSTONE CHEVRON #3  
UBI 6025332790010002

5. On March 13, 2012, Administrative Law Judge (ALJ) Douglas H. Haake entered his Findings of Fact, Conclusions of Law, and Initial Order in this matter, which sustained the violation and reduced the monetary penalty from \$300.00 to \$100.00;

6. On March 30, 2012, the Education and Enforcement Division filed a timely Petition for Review of the ALJ's initial order, stating exceptions to the ALJ's Conclusions of Law Nos. 4.6 and 4.7 as not supported by the evidence in the record;

7. No reply to the petition was received from the licensee;

8. The Board affirms and adopts the ALJ's Findings of Fact 3.1 - 3.9;

9. The above findings and the Board's consideration of the entire record of this matter, which includes the totality of the evidence presented during the hearing as well as the exceptions contained in the Petition for Review of Initial Order filed by the Board's Education and Enforcement Division result in the following

CONCLUSIONS:

10. The Board hereby agrees with, and adopts, the ALJ's Conclusions of Law Nos. 4.1-4.5;

11. The Board rejects and strikes the ALJ's Conclusions of Law Nos. 4.6 and 4.7;

12. The Board hereby adopts the following Conclusion of Law No. 4.6, in place of Conclusion of Law No. 4.6 entered by the ALJ:

Conclusion of Law No. 4.6: There is no evidence of a prior violation within two years. The Board has therefore not met its burden with respect to proving that the sale by Cornerstone provides the basis for a \$300 penalty.

13. The entire record in this proceeding having been reviewed by the Board, and the Board having fully considered said record and being fully advised in the premises; NOW THEREFORE,

IT IS HEREBY ORDERED that the ALJ's Findings of Fact and Conclusions of Law are hereby adopted as the final decision of the Board except that Conclusions of Law No. 4.6 and 4.7 are rejected and stricken and replaced with the Board's Conclusion of Law No. 4.6 as set out above.

IT IS HEREBY FURTHER ORDERED that the above-named licensee, J & J Hong Inc d/b/a Cornerstone Chevron #3 shall be subject to a monetary penalty of one hundred dollars (\$100.00) due within 30 days of this order. Failure to comply with the terms of this Order will subject the Licensee to further disciplinary action.

Payment should be sent to:

Washington State Liquor Control Board  
PO Box 43085  
Olympia, WA 98504-3085

DATED at Olympia, Washington this 17 day of April, 2012.

WASHINGTON STATE LIQUOR CONTROL BOARD

Sharon Foster

Ruthann Kurozy

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:

FINAL ORDER T-543  
CORNERSTONE CHEVRON #3  
UBI 6025332790010002

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

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April 19, 2012

J & J Hong, Inc  
d/b/a Cornerstone Chevron #3  
7160 Capitol Blvd SE  
Tumwater, WA 98501-5518

Timothy Ford, 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: J & J Hong, Inc**

**Trade Name: Cornerstone Chevron #3**

**Location: 7160 Capitol Blvd SE, Tumwater, WA 98501-5518**

**License No. (UBI): 602 533 279 001 0002**

**LCB Hearing No. T-543**

**Tobacco Violation No. 34600/1E1174A**

Dear Parties:

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

**The applicable monetary penalty is due by May 21, 2012.** The address for payments is WSLCB, P.O. Box 43085, Olympia, WA 98504-3085. Please label the check with your License Number and Tobacco Violation Notice Number listed above

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

Sincerely,

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Tacoma Enforcement and Education Division, WSLCB  
Teresa Young, Tobacco Violations Coordinator, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602  
[www.liq.wa.gov](http://www.liq.wa.gov)

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**WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

J & J HONG, INC  
d/b/a CORNERSTONE CHEVRON #3  
7160 CAPITOL BLVD SE  
TUMWATER, WA 98501-5518

LICENSEE

UBI NO. 602 533 279 001 0002  
TVN: 34600 / 1E1174A

OAH NO. 2011-LCB-0055  
LCB NO. T-543

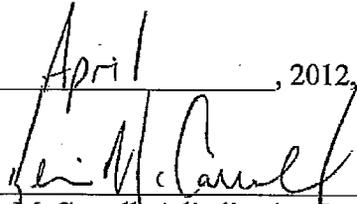
DECLARATION OF SERVICE BY  
MAIL

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 Licensees; by Campus Mail for the Office of Attorney General, on the date below to:

J & J HONG, INC  
d/b/a CORNERSTONE CHEVRON #3  
7160 CAPITOL BLVD SE  
TUMWATER, WA 98501-5518

OFFICE OF THE ATTORNEY GENERAL  
MAIL STOP 40100  
TIMOTHY FORD, ASSISTANT ATTORNEY  
GENERAL, GCE DIVISION

DATED this 19<sup>th</sup> day of April, 2012, at Olympia, Washington.

  
Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY  
MAIL

STATE OF WASHINGTON  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

J & J HONG, INC. d/b/a  
CORNERSTONE CHEVRON #3

Docket No.: 2011-LCB-0055  
LCB#: T-543

FINDINGS OF FACT,  
CONCLUSIONS OF LAW, AND  
INITIAL ORDER

1 ORDER SUMMARY

1.1 The Board's finding of violation is affirmed; the appropriate penalty is \$100.

2 HEARING

2.1 **Administrative Law Judge:** Douglas H. Haake

2.2 **Hearing Date:** March 9, 2012

2.3 **Liquor Control Board (Board):** Appeared and was represented by Tim Ford, Assistant Attorney General.

2.3.1 **Board Witnesses:** [REDACTED] Youth Operative, and Lt. Steve Trisko, Liquor and Tobacco Enforcement Supervisor

2.4 **Appellant:** J & J Hong Inc, appeared by Joon Hong who represented himself.

3 FINDINGS OF FACT

I find the following facts more probable than not:

3.1 [REDACTED] is a youth volunteer through the Voices of Youth program conducting tobacco compliance checks in cooperation with the Board.

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OFFICE OF ADMINISTRATIVE  
HEARINGS  
PO BOX 42489  
Olympia, WA 98504-2489  
Phone: (360) 407-2700 (800) 583-8271  
Fax: (360) 586-6563

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Liquor Control Board  
Board Administration

Compliance checks involve an adult supervisor and a youth volunteer who enters stores and attempts to purchase tobacco products. ██████ testimony

3.2 On June 23, 2011 ██████ accompanied her supervisor to Cornerstone Chevron #3 in Tumwater (Cornerstone), which is a convenience store and gas station. *Id.* Prior to entering the store, her supervisor told her to enter the store and request to purchase tobacco. She was instructed to show her identification if asked, and complete a purchase if allowed to do so. *Id.* Her supervisor provided her with \$10 to make the purchase. *Id.*

3.3 ██████ was born on June 16, 1994; she had just turned 17 when she conducted the compliance check at Cornerstone. *Id.* ██████ possessed an intermediate driver's license clearly setting forth her date of birth, and indicating that she would be "AGE 18 ON 06-16-2012". Exhibits 5 and 6.

3.4 After being instructed by her supervisor, and receiving purchase money, she removed her identification from her wallet and walked into the store. She did not have other identification with her when she entered the store. *Id.* Once inside, she asked to buy Camel Crush cigarettes. *Id.*

3.5 The clerk requested ██████ identification. ██████ presented her intermediate drivers license. The clerk commented that she recalled how difficult it was to purchase cigarettes when she was under 18 years old. The clerk gave ██████ the cigarettes and her change. ██████ did not request or receive a receipt.

3.6 ██████ left the store with the cigarettes and took them to her supervisor who photographed the cigarettes in a clear plastic bag. The supervisor also took a photograph of ██████ holding the bagged cigarettes in front of Cornerstone. *Id.*

3.7 After the purchase, ██████ completed section one of a Youth Tobacco Prevention Program Compliance Check Data Form (Compliance Form). Exhibit 2 The Compliance Form is a standard form used by Board volunteers and volunteers with other programs to document compliance checks. *Id.*

3.8 Based on the Compliance Form, Lt. Steve Trisko, a 30 year employee of the Board prepared a Notice of Board Action on Tobacco Violation (TVN) alleging violation of state laws governing the sale of tobacco to minors. Trisko testimony, Exhibit 1 On June 29, 2011, Lt. Trisko served the TVN on Mr. Hong. *Id.*

3.9 The citation alleges a second violation within a 2 year period. There is no other evidence in the record to support a finding that a prior violation occurred.

#### 4 CONCLUSIONS OF LAW

Based on the foregoing findings of fact, I make the following conclusions of law:

4.1 The Office of Administrative Hearings has jurisdiction over the parties and subject matter pursuant to chapters 26.28, 70.155, 82.24, 34.12, and 34.05 RCW, and chapters 10-08 and 314-10 WAC.

4.2 RCW 70.155.110 provides that:

(1) The liquor control board shall, in addition to the board's other powers and authorities, have the authority to enforce the provisions of this chapter and \*RCW 26.28.080(4) and 82.24.500. The liquor control board shall have full power to revoke or suspend the license of any retailer or wholesaler in accordance with the provisions of RCW 70.155.100.

(2) The liquor control board and the board's authorized agents or employees shall have full power and authority to enter any place of business where tobacco products are sold for the purpose of enforcing the provisions of this chapter.

4.3 RCW 26.28.080 provides in pertinent part that:

Every person who sells or gives, or permits to be sold or given to any person under the age of eighteen years any cigar, cigarette, cigarette paper or wrapper, or tobacco in any form is guilty of a gross misdemeanor.

4.4 Here [REDACTED] provided accurate age identification when purchasing tobacco. The licensee's employee knowingly allowed a 17 year old to purchase cigarettes.

4.5 RCW 70.155.100(2) provides in pertinent part that:

The sanctions that the liquor control board may impose against a person licensed under RCW 82.24.530 based upon one or more findings under subsection (1) of this section may not exceed the following:

(a) For violation of RCW 26.28.080 or 70.155.020:

(i) A monetary penalty of one hundred dollars for the first violation within any two-year period;

(ii) A monetary penalty of three hundred dollars for the second violation within any two-year period;

4.6 Any written or oral statement made by a person not present at the hearing constitutes hearsay. While hearsay evidence is admissible, it does not afford the parties their statutory right to conduct cross-examination. RCW 34.05.449, RCW 34.05.452. Accordingly, hearsay is given only limited weight in meeting the preponderance of the evidence standard. A party cannot meet its burden of proof with only hearsay evidence. In re Crowley, Empl. Sec. Comm'r Dec. 936 (1972); In re Garrett, Empl. Sec. Comm'r Dec. 393 (1958).

4.7 Here, there is no non-hearsay evidence of a prior violation within two years. The Board has therefore not met its burden with respect proving that the sale by Cornerstone provides the basis for a \$300 penalty.

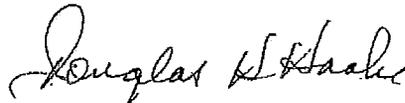
## 5 ORDER

### IT IS HEREBY ORDERED:

The Board's finding of violation is **AFFIRMED**.

The penalty for violation is **MODIFIED** to \$100.

**SERVED** on the 13<sup>th</sup> day of March 2012 at Olympia, Washington.



Douglas H. Haake  
Administrative Law Judge  
Office of Administrative Hearings

Initial Order  
Docket No. 2011-LCB-0055  
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OFFICE OF ADMINISTRATIVE  
HEARINGS  
PO BOX 42489  
Olympia, WA 98504-2489  
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## APPEAL RIGHTS

Any party may file a petition for review of the initial order with the Liquor Control Board within twenty days of the date of service of the initial order. RCW 34.05.464, WAC 10-08-211, WAC 314-42-095(2)(a) and WAC 314-42-080(1). The petition for review must (a) identify the parts of the initial order the petitioner objects to and (b) refer to the evidence in the record that supports the petitioner's position.

A petitioner must mail a copy of the petition for review to each of the other parties and their representatives at the same time the petitioner files the petition. Within ten days after service of the petition for review, any other parties may file a response to the petition. WAC 314-42-095(2)(b). A responding party must likewise mail a copy of the response to each of the other parties and their representatives at the same time the responding party files the response.

The members of the Liquor Control Board will review the administrative record, the initial order, the petition for review, and any responses. WAC 314-42-095(3). Following this review, the Board will enter a final order WAC 314-42-095(4). Within ten days of when the Board issues the final order, any party may file a petition for reconsideration, stating the specific grounds upon which relief is requested. RCW 34.05.470(1) and WAC 10.08.215. A party may appeal the Liquor Control Board's final order to the Superior Court under RCW 34.05.510 *et seq.*

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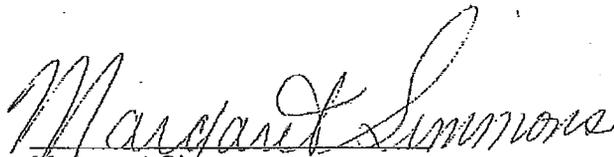
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Olympia, WA 98504-2489  
Phone: (360) 407-2700 (800) 583-8271  
Fax: (360) 586-6563

**Certificate of Service – OAH Docket No. 2011-LCB-0055**

I certify that true copies of this document were served from Olympia, Washington on the following as indicated.

Address: J & J Hong, Inc. dba Cornerstone Chevron #3 7160 Capitol Blvd SE Tumwater, WA 908501-5518	First Class Mail, Postage Prepaid
Address: Timothy Ford Assistant Attorney General Office of the Attorney General PO Box 40100 Olympia, WA 98504-0100	First Class Mail, Postage Prepaid
Address: Kevin McCafooll Adjudicative Proceedings Coordinator PO Box 43076 Olympia, WA 98504-3076	First Class Mail, Postage Prepaid

Date March 13, 2012

  
Margaret Simmons  
Office of Administrative Hearings

Initial Order  
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Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:  
J & J HONG INC. d/b/a  
CORNERSTONE CHEVRON #3  
7160 CAPITOL BLVD SE  
TUMWATER, WA 98501-5518  
  
LICENSEE  
  
UBI NO. 602 533 279

OAH NO. 2011-LCB-0055  
LCB NO. T-543  
  
ENFORCEMENT DIVISION'S  
PETITION FOR REVIEW OF THE  
INITIAL ORDER

The Washington State Liquor Control Board's Education & Enforcement Division (Enforcement), by and through its attorneys, ROBERT M. MCKENNA, Attorney General, and TIMOTHY D. FORD, Assistant Attorney General, and pursuant to RCW 34.05.464 and WAC 314-29-010, submits the following exceptions to the Initial Order issued by Administrative Law Judge DOUGLAS H. HAAKE, on March 13, 2012, in the above-captioned case.

**I. PROCEDURAL BACKGROUND**

The Board issued a Complaint dated August 31, 2012, to the Licensee, J & J HONG INC. d/b/a CORNERSTONE CHEVRON #3 (Licensee), alleging that on or about June 23, 2011, the Licensee and/or an employee(s) thereof, sold/supplied tobacco to a person under the age of eighteen (18), contrary to RCW 26.28.080 and is subject to the penalties set out in RCW 70.155.100. The Complaint was based on the service of Tobacco Violation Notice (TVN) #34600 (Exhibit 1 in Enforcement's brief) which expressly alleges a second violation

1 of the same type within a two (2) year period. The TVN was issued as a referral to the Liquor  
2 Control Board resulting from a compliance check from a youth tobacco prevention program  
3 conducted by a non-profit in Thurston County.

4 This case was heard and considered by an Administrative Law Judge (ALJ) by  
5 telephone in Olympia, Washington on March 9, 2012. After a full evidentiary hearing, the  
6 ALJ entered the Findings of Fact and Conclusions of Law, and Initial Order (Initial Order) on  
7 March 13, 2012. In the Initial Order, the ALJ affirmed the violation but modified the penalty  
8 from three hundred dollars (\$300) to one hundred dollars (\$100). Enforcement respectfully  
9 takes exception to the modified penalty.

## 10 II. DISCUSSION

11 Pursuant to WAC 314-42-095(2), any party, upon receipt of a proposed order, may file  
12 exceptions within twenty days of service of the order. The reviewing officer (including the  
13 agency head reviewing an initial order) "shall exercise all the decision-making power that the  
14 reviewing officer would have had to decide and enter the final order had the reviewing officer  
15 presided over the hearing [.]" RCW 34.05.464(4). Therefore, the Washington State Liquor  
16 Control Board is not bound by the ALJ's Conclusions of Law in the Initial Order.

### 17 1. The ALJ Erred In Modifying The Penalty Without Mitigating 18 Circumstances.

19 The ALJ may consider the mitigating circumstances under WAC 314-29-015 where it  
20 determines that a penalty should be modified. Mitigating circumstances include "demonstrated  
21 business policies and/or practices that reduce the risk of future violations." WAC 314-29-  
22 015(4)(a). The ALJ made no findings of any mitigating circumstances as a basis to modify the  
23 penalty amount. Instead the ALJ concludes that the Board did not meet its burden of proving  
24 "that the sale by Cornerstone provides the basis for a \$300 penalty." Conclusions of Law  
25 (COL) ¶4.7.  
26

1 Enforcement submitted the TVN as un-rebutted evidence of a second violation. The  
2 TVN expressly alleges a second violation on the face of the form. The standard penalty for a  
3 second violation of this type is three hundred dollars (\$300). See RCW 70.155.100(2)(a)(ii).  
4 Enforcement did not submit a copy of the prior TVN that is the alleged first violation as  
5 evidence in the formal hearing.

6 The ALJ's conclusion mistakenly construes the TVN as inadequate as a basis to  
7 support a three hundred dollar (\$300) penalty because the ALJ's Initial Order implicitly views  
8 such evidence as hearsay to be "given only limited weight" and that "A party cannot meet its  
9 burden of proof with only hearsay evidence." COL ¶ 4.6. The TVN is not hearsay and is  
10 adequate evidence as a basis for a three hundred dollar (\$300) penalty.

11 **2. The ALJ Erred In The Concluding That The TVN Is Hearsay Evidence.**

12 The ALJ correctly defined hearsay in paragraph 4.6 as "[a]ny written or oral statement  
13 made by a person not present at the hearing constitutes hearsay." Yet the ALJ erred by  
14 concluding that "...there is no non-hearsay evidence of a prior violation within two years."  
15 COL ¶ 4.7. Implied in the Initial Order is a finding that the TVN citation alleging a second  
16 violation is hearsay evidence.

17 The TVN expressly alleges a second violation on the face of the form. The TVN is not  
18 hearsay and should have been given greater weight as evidence of a second violation. The  
19 TVN is not hearsay because Lt. Steve Trisko was present as a witness and testified regarding  
20 the TVN at the formal hearing. Audio at 27:30. Lt. Trisko testified that he personally  
21 completed the TVN and that the TVN is accurate. Audio, 29: 30 through 30:40.

22 The Licensee had an opportunity to cross examine Lt. Trisko and did question Lt.  
23 Trisko about whether the compliance check was conducted by the state or by a different entity.  
24 Audio at 32:05. The Licensee did not question Lt. Trisko on whether the TVN was accurate by  
25 showing the current violation as a second violation.  
26

1 The Licensee had an opportunity to object to the admission of the TVN, and did object  
2 to the admission of the TVN on the basis that Lt. Trisko was not present during the compliance  
3 check. Audio at 26:10. The ALJ overruled the objection and when the ALJ asked the  
4 Licensee if there were any other reasons for objecting to the admission other exhibits, the  
5 Licensee declined to provide any other basis to object. The issue of hearsay was never once  
6 referenced during the formal hearing. The first time this concern was raised was in the Initial  
7 Order of the ALJ.

8 Simply put the TVN alleging a second violation is not hearsay evidence because  
9 Lt. Trisko completed the TVN and was present at the formal hearing, testified to the accuracy  
10 of the TVN, and the Licensee had the opportunity to cross examine Lt. Trisko.

11 **3. The Board May Review Its Agency Public Records To Ascertain The**  
12 **Correct Legal Penalty.**

13 In addition to the arguments above, the Board should exercise its review authority to  
14 ascertain the correct penalty required by law by taking judicial notice of its agency records.  
15 The Board should not introduce new evidence in its review authority but may take judicial  
16 notice of facts much as an appellate court uses the doctrine of "judicial notice" to rely on a fact  
17 that is within the knowledge of the court and the fact is well known and of an obvious nature.  
18 The Board keeps records of a licensee's actual violation history and may review those records.  
19 The Board records are public records and the Board should take "judicial notice" of prior  
20 violations of the same type within the last twenty-four (24) months by the Licensee that are  
21 documented public records.

22 **III. CONCLUSION**

23 The law sets forth a penalty of three hundred dollars (\$300) for a second violation of  
24 selling tobacco to a person under the age of eighteen (18). RCW 70.155.100. The TVN  
25 expressly alleges a second violation on the face of the form. The allegation of a second  
26 violation was un-rebutted. The ALJ overruled the Licensee's objection to the admission into

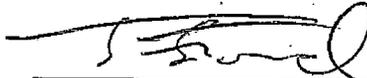
1 evidence of the TVN. The ALJ's Initial Order made no findings of mitigating circumstances to  
2 modify the penalty amount.

3 The TVN is adequate evidence of a second violation and is supported by the testimony  
4 of Lt. Trisko who prepared and verified the accuracy of the TVN. The TVN is not hearsay  
5 evidence. Additionally, the Board may take "judicial notice" of its agency public records to  
6 ascertain the actual violation history of the license in order to ascertain the correct and legal  
7 penalty.

8 Therefore, the Enforcement Division respectfully requests that the standard penalty of  
9 three hundred dollars (\$300) be imposed on the Licensee for the affirmed violation.

10 DATED this 29th day of March, 2012.

11 ROBERT M. MCKENNA  
12 Attorney General

13 

14 TIMOTHY D. FORD, WSBA #29254  
15 Assistant Attorney General  
16 Attorneys for the Washington State Liquor  
17 Control Board Enforcement Division

18  
19 **PROOF OF SERVICE**

20 I certify that I served a true and correct copy of this document on all parties or their  
21 counsel of record on the date below by placing same in the U.S. mail via state Consolidated  
22 Mail Service with proper postage affixed to:

23 JOON HONG  
24 J & J HONG INC. d/b/a  
25 CORNERSTONE CHEVRON #3  
26 7160 CAPITOL BLVD. SE  
TUMWATER, WA 98501-5518

