

**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF THE HEARING OF:

SJD CORP., d/b/a  
VARIETY/AVS  
31722 W. Eugene Street, #9  
Carnation, WA 98014

LICENSEE

UBI NO. 6022337820010001

NO. T-472  
OAH No. 2006-LCB-0086

~~PROPOSED~~ FINAL ORDER

The above-referenced matter coming regularly before the Board and it appearing:

1. That on November 20, 2006, the Board issued a complaint in the above matter which alleged that the above-named Licensee or employee thereof, sold and/or allowed to be sold tobacco products to a person under the age of eighteen (18), in violation of RCW 26.28.080.
2. That on December 27, 2006, Administrative Law Judge ("ALJ") Robert Kingsley issued an Order of Dismissal, attached hereto as Attachment A, dismissing the adjudicative proceeding on the above violation and ordering the Licensee to pay the proposed penalty of \$100.
3. On January 2, 2007, the Licensee paid \$100.00 to the Board's Hearing Coordinator.

IT IS HEREBY ORDERED that complaint issued to SJD CORPORATION d/b/a VARIETY AVS, for Case Number T-472 is hereby sustained. No funds are due to the Board as payment for the violation was received on January 2, 2007.

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. No matter will be reconsidered unless it clearly appears from the petition for

reconsideration that (a) there is material clerical error or (b) there is specific material error of fact or law. 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 Martha P. Lantz, Assistant Attorney General, 1125 Washington Street SE, PO 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 was filed, the agency does not (a) dispose of the petitioner or (b) serve the parties with a written notice specifying the date by which it will act on the petition. An order denying the petition for 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 34.04.550.

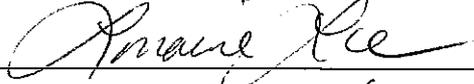
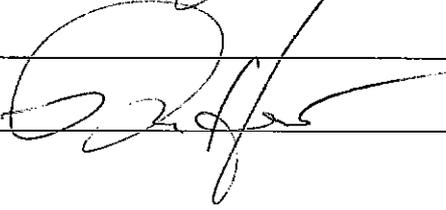
Judicial Review: Proceedings for judicial review may be instituted by filing a petition in superior court according to the procedures specified in chapter 34.05 RCW, Part V, Judicial Review and Civil Enforcement. The petition for judicial review of this Order shall be filed with the appropriate court and served on the Board, the Office of the Attorney General, and all parties within thirty (30) 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).

DATED at Olympia, Washington this 3<sup>rd</sup> day of September, 2008.

WASHINGTON STATE LIQUOR CONTROL BOARD

  
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