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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

SAMEER ENTERPRISES, INC d/b/a
LIBERTY MART

1803 FRUITVALE BLVD
YAKIMA, WA 98902-1240

LICENSEE

UBI NO. 60304957900100001

LCB NO. T-533

FINAL ORDER

[PROPOSED]

THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and TIMOTHY D. FORD, Assistant Attorney General, and the Licensee, SAMEER ENTERPRISES, INC d/b/a LIBERTY MART, represented by SUKESH KANDA, owner, and the Board having considered the Stipulated Settlement Agreement and Enforcement's memorandum recommending acceptance of the Settlement Agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED the Board accepts, adopts, and incorporates herein by reference the Stipulated Settlement Agreement between Enforcement and the Licensee in the above-captioned matter and further that the violation set forth in the Complaint dated March 3, 2011 is sustained and the Licensee shall pay a total monetary penalty of seventy-five dollars

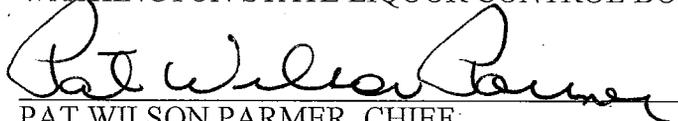
1 (\$75) for the above-referenced violation. The Licensee shall pay the monetary penalty within
2 thirty (30) days of the date of the Final Order of the Board. All payments shall be sent to:

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

6 In the event the Licensee fails to make a full and timely payment, the Licensee shall serve a
7 suspension of its tobacco license, the dates and times of which shall be set by the Washington
8 State Liquor Control Board.

9 DATED this 20th day of June, 2011.

10 WASHINGTON STATE LIQUOR CONTROL BOARD

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12 PAT WILSON PARMER, CHIEF
13 ENFORCEMENT AND EDUCATION DIVISION
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RECEIVED

JUN 16 2011

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

SAMEER ENTERPRISES, INC d/b/a
LIBERTY MART

1803 FRUITVALE BLVD
YAKIMA, WA 98902-1240

LICENSEE

UBI NO. 60304957900100001

LCB NO. T-533

STIPULATED SETTLEMENT
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys ROBERT M. MCKENNA, Attorney General and TIMOTHY D. FORD, Assistant Attorney General and the Licensee, SAMEER ENTERPRISES, INC d/b/a LIBERTY MART, represented by SUKESH KANDA, owner, enter into this stipulated settlement agreement for Liquor Control Board Case No. T-533.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Tobacco Violation Notice 4F0335B/30931, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

That on or about December 1, 2010, the above-named Licensee, or employee(s) thereof, sold, gave or otherwise permitted to be sold or given to any person under the age of

1 | eighteen (18) years any cigar, cigarette, cigarette paper or wrapper, or tobacco in any form, in
2 | violation of RCW 26.28.080.

3 | Enforcement and the Licensee wish to enter into a settlement agreement concerning the
4 | above-referenced Tobacco Violation Notice.

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

11 | 2. This agreement constitutes the final written expression of all the terms of this
12 | agreement and is a complete and exclusive statement of these terms.

13 | 3. The Licensee admits the violation set forth above and referenced in the
14 | complaint: that on or about December 1, 2010, the above-named Licensee, or employee(s)
15 | thereof, sold, gave or otherwise permitted to be sold or given to any person under the age of
16 | eighteen (18) years any cigar, cigarette, cigarette paper or wrapper, or tobacco in any form, in
17 | violation of RCW 26.28.080.

18 | 4. The Licensee acknowledges this is the Licensee's first violation of this type
19 | within a twenty four month period. The standard penalty is either a suspension or revocation of
20 | the tobacco license, or a one hundred dollars (\$100) monetary penalty.

21 | 5. The Licensee agrees to pay a total monetary penalty of seventy-five dollars
22 | (\$75) for the above-referenced violation. This amount shall be paid within thirty (30) days of
23 | the date of the final order of the Washington State Liquor Control Board. Payment shall be
24 | made to the Washington State Liquor Control Board no later than 4:00 p.m. on the applicable
25 | date.

26 | STIPULATED SETTLEMENT
AGREEMENT

2

ATTORNEY GENERAL OF WASHINGTON
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100
(360) 664-9006

SAMEER ENTERPRISES, INC. d/b/a
LIBERTY MART
LCB NO. T-533

1 6. In the event that the Licensee does not make a timely payment, the Licensee
2 shall serve a suspension of its tobacco license, pursuant to RCW 70.155.100; the dates and
3 times of which shall be set by the Washington State Liquor Control Board.

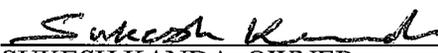
4 7. The undersigned parties declare that the terms of this Settlement Agreement are
5 completely read, wholly understood, and voluntarily accepted for the purpose of making a full
6 and final compromise and settlement of any and all claims arising from the above referenced
7 Complaint.

8 8. The parties recognize that this settlement agreement is subject to approval by
9 the Washington State Liquor Control Board.

10
11 STIPULATED AND AGREED this 6 day of June 2011.

12
13 ROBERT M. MCKENNA
14 Attorney General

14 
15 _____
16 TIMOTHY D. FORD, WSBA #29254
17 Assistant Attorney General
18 Attorneys for Washington State
19 Liquor Control Board Education and
20 Enforcement Division

14 
15 _____
16 SUKESH KANDA, OWNER
17 SAMEER ENTERPRISES, INC. d/b/a
18 LIBERTY MART
19 LICENSEE

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Washington State
Liquor Control Board

June 21, 2011

Sameer Enterprises Inc, Licensee
d/b/a Liberty Mart
1803 Fruitvale Blvd
Yakima, WA 98902-1240

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: Sameer Enterprises Inc.

Trade Name: Liberty Mart

Location: 1803 Fruitvale Blvd, Yakima, WA 98902-1240

LCB No. T-533

Administrative Violation Notice No. 30931/4F0335B

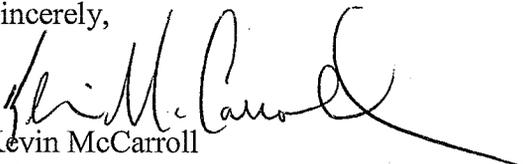
License No. (UBI): 603 049 579 001 0001

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 as well as a copy of the Stipulated Settlement Agreement.

The stipulated payment is due by July 21, 2011. Please send payment to WSLCB, P.O. Box 43085, Olympia, WA 98504-3085 and label the check with your License Number and Administrative Violation Notice Number listed above. If you have any questions, please contact me at (360) 664-1602.

Sincerely,


Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Spokane and Pasco Enforcement and Education Divisions, WSLCB
Amber Harris, Tobacco Violations Coordinator, WSLCB
PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602
www.liq.wa.gov

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 SAMEER ENTERPRISES INC
6 d/b/a LIBERTY MART
7 1803 FRUITVALE BLVD
8 YAKIMA, WA 98902-1240

LCB NO. T-533

DECLARATION OF SERVICE BY
MAIL

LICENSEE

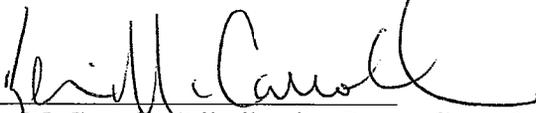
9 UBI NO. 603 049 579 001 0001
10 AVN NO. 30931/4F0335B

11 I certify that I caused a copy of the FINAL ORDER in the above-referenced matter to
12 be served on all parties or their counsel of record by US Mail Postage Prepaid via Consolidated
13 Mail Service for Licensees; by Campus Mail for the Office of Attorney General, on the date
14 below to:
15

16 SAMEER ENTERPRISES INC
17 d/b/a LIBERTY MART
18 1803 FRUITVALE BLVD
19 YAKIMA, WA 98902-1240

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

20 DATED this 21st day of June, 2011, at Olympia, Washington.

21
22 
23 Kevin McCarroll, Adjudicative Proceedings Coordinator
24
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DECLARATION OF SERVICE BY
MAIL