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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:  
  
FOUNDERS TWO LLC d/b/a  
MARYSVILLE TOBACCO BAR  
  
1102 STATE AVE  
MARYSVILLE, WA 98270-4243  
  
LICENSEE  
  
UBI NO. 602 875 806 001 0001  
TVN NO. 32162/3F1059B

LCB NO. T-535  
  
FINAL ORDER  
  
[PROPOSED]

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, FOUNDERS TWO LLC d/b/a MARYSVILLE TOBACCO BAR, represented by its attorney TIEN H. NGUYEN, 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 30, 2011 is sustained and the Licensee shall pay a total monetary penalty of

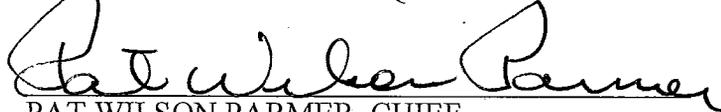
1 seventy-five dollars (\$75). The Licensee shall pay the monetary penalty within thirty (30) days  
2 of the date of the Final Order of the Board. All payments shall be sent to:

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

5 In the event the Licensee fails to make a full and timely payment, the Licensee shall serve a  
6 suspension of its tobacco license, pursuant to RCW 70.155.100; the dates and times of which  
7 shall be set by the Washington State Liquor Control Board.

8  
9 DATED this 20<sup>th</sup> day of June, 2011.

10  
11 WASHINGTON STATE LIQUOR CONTROL BOARD

12 

13 PAT WILSON PARMER, CHIEF  
14 ENFORCEMENT AND EDUCATION DIVISION

**RECEIVED**

JUN 15 2011

**LIQUOR CONTROL BOARD  
BOARD ADMINISTRATION**

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:  
  
FOUNDERS TWO LLC d/b/a  
MARYSVILLE TOBACCO BAR  
  
1102 STATE AVE  
MARYSVILLE, WA 98270-4243  
  
LICENSEE  
  
UBI NO. 602 875 806 001 0001  
TVN NO. 32162/3F1059B

LCB NO. T-535  
  
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, FOUNDERS TWO LLC d/b/a MARYSVILLE TOBACCO BAR, represented by its attorney TIEN H. NGUYEN, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. T-535.

**I. INTRODUCTION**

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Tobacco Violation Notice (TVN) 32162/3F1059B and in a Complaint dated March 30, 2011, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

STIPULATED SETTLEMENT  
AGREEMENT

FOUNDERS TWO LLC d/b/a  
MARYSVILLE TOBACCO BAR  
LCB NO. T-535

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

1 That on or about February 26, 2011, the above-named Licensee, sold/supplied tobacco  
2 to a person under the age of eighteen (18), contrary to RCW 26.28.080 and is subject to the  
3 penalties set out in RCW 70.155.100.

4 Enforcement and the Licensee wish to enter into a settlement agreement concerning the  
5 above-referenced TVN.

## 6 II. AGREEMENT OF THE PARTIES

7 Enforcement and the Licensee agree to the following:

8 1. Enforcement and the Licensee enter into this agreement to avoid the time and  
9 expense of further litigation. The Licensee explicitly waives the right of further administrative  
10 review of all matters related to the above-referenced violation. The Licensee hereby  
11 voluntarily withdraws its request for a hearing in this matter.

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

14 3. The Licensee admits the violation set forth above and referenced in the  
15 Complaint: that on or about February 26, 2011, the above-named Licensee, sold/supplied  
16 tobacco to a person under the age of eighteen (18), contrary to RCW 26.28.080 and is subject  
17 to the penalties set out in RCW 70.155.100.

18 4. The Licensee acknowledges this is the Licensee's first violation of this type  
19 within a twenty-four (24) month period. The standard penalty is a one hundred dollar (\$100)  
20 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

FOUNDERS TWO LLC d/b/a  
MARYSVILLE TOBACCO BAR  
LCB NO. T-535

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

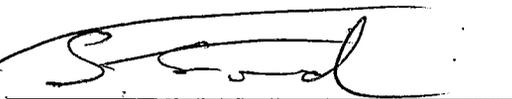
1 6. In the event that the Licensee does not make a timely payment, the Licensee  
2 shall serve a suspension of its tobacco license, pursuant to RCW 70.155.100; the dates and  
3 times of which shall be set by the Washington State Liquor Control Board.

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 TO by:

12  
13 ROBERT M. MCKENNA  
Attorney General

14  
15 

6-14-2011  
DATE

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

19  
20 

6/8/11  
DATE

21 SONNY YI, for FOUNDERS TWO LLC  
d/b/a MARYSVILLE TOBACCO BAR,  
22 LICENSEE

23  
24 

06/09/11  
DATE

25 TIEN HUNG NGUYEN, WSBA #39049  
26 ATTORNEY FOR LICENSEE

STIPULATED SETTLEMENT  
AGREEMENT

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

FOUNDERS TWO LLC d/b/a  
MARYSVILLE TOBACCO BAR  
LCB NO. T-535



Washington State  
Liquor Control Board

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June 21, 2011

Founders Two LLC, Licensee  
d/b/a Marysville Tobacco Bar  
1102 State Ave  
Marysville, WA 98270-4243

Tim Ford, AAG  
GCE Division, Office of Attorney General  
1125 Washington Street SE  
PO Box 40100  
Olympia, WA 98504-0100

**RE: Final Order**  
**Licensee: Founders Two LLC**  
**Trade Name: Marysville Tobacco Bar**  
**Location: 1102 State Ave, Marysville, WA 98270-4243**  
**LCB No. T-535**  
**Administrative Violation Notice No. 32162 /3F1059B**  
**License No. (UBI): 602 875 806 001 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. **Check No. 2140 in the amount of \$75.00 was received on June 15, 2011.**

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

Sincerely,

A handwritten signature in black ink that reads "Kevin McCarroll".

Kevin McCarroll  
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Mt Vernon Enforcement and Education Division, WSLCB  
Amber Harris, Tobacco Violations Coordinator, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 FOUNDERS TWO LLC  
6 d/b/a MARYSVILLE TOBACCO BAR  
7 1102 STATE AVE  
8 MARYSVILLE, WA 98270-4243

LCB NO. T-535

DECLARATION OF SERVICE BY  
MAIL

LICENSEE

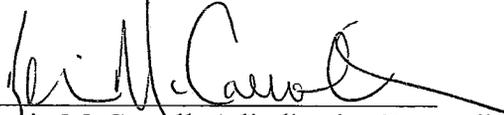
9 UBI NO. 602 875 806 001 0001  
10 AVN NO. 32162 /3F1059B

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:

16 FOUNDERS TWO LLC  
17 d/b/a MARYSVILLE TOBACCO BAR  
18 1102 STATE AVE  
19 MARYSVILLE, WA 98270-4243

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

20 DATED this 21<sup>st</sup> day of June, 2011, at Olympia, Washington.

21  
22   
23 Keyin McCarroll, Adjudicative Proceedings Coordinator

24  
25  
26  
DECLARATION OF SERVICE BY  
MAIL