

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

In The Matter Of the Hearing Of:

TRENDZ LLC
d/b/a TRENDZ LLC
500 SYCAMORE STREET
CLARKSTON, WA 99403-2669

APPELLANT

LICENSE APPLICATION: 603 031 021

OAH DOCKET NO. 2011-LCB-0063
LCB NO. T-539

FINAL ORDER OF THE BOARD

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

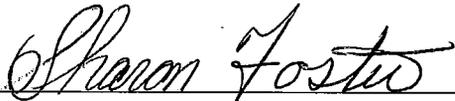
1. The Liquor Control Board issued a Statement of Intent to Revoke Liquor License on August 29, 2011 asserting that the Cigarette/Tobacco Product license applicant history background check shows a disqualifying application with 12 points, which constitutes ground for denial of the application under the provisions of RCW 82.24.510.
2. A timely hearing request was submitted by the Appellant.
3. A prehearing conference was scheduled for December 13, 2011 at 3:00 p.m.
4. Assistant Attorney General Timothy Ford appeared as scheduled, representing the Education and Enforcement Division of the Board.
5. The Appellant, Trendz LLC, did not appear for the prehearing conference or request for a continuance.
6. On December 21, 2011, Administrative Law Judge Mark H. Kim entered his Initial Order of Default Dismissing Appellant's Appeal for Failure to Appear.
7. No motion to vacate the default order was received.

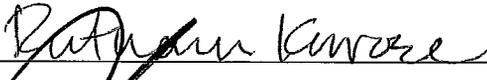
8. The entire record in this proceeding was presented to the Board for final decision, and the Board having fully considered said record and being fully advised in the premises; NOW THEREFORE; IT IS HEREBY ORDERED that the Administrative Law Judge's Initial Order of Default is adopted as the Final Order of the Board.

IT IS HEREBY FURTHER ORDERED that the Cigarette/Tobacco Product license application for Trendz LLC is DENIED.

DATED at Olympia, Washington this 1st day of FEBRUARY, 2012.

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. 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

February 1, 2012

Melissa Thomas
Trendz LLC
d/b/a Trendz LLC
500 Sycamore Street
Clarkston, WA 99403-2669

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*
Applicant: Trendz LLC
LCB No. T-539
OAH No. 2011-LCB-0063
UBI: 603 031 021

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Lisa Red, Tobacco License Specialist, WSLCB

1
2
3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 TRENDZ LLC
6 d/b/a TRENDZ LLC
7 500 SYCAMORE STREET
8 CLARKSTON, WA 99403-2669

9 APPLICANT

10 UBI NO. 603 031 021

LCB NO. T-539
OAH NO. 2011-LCB-0063

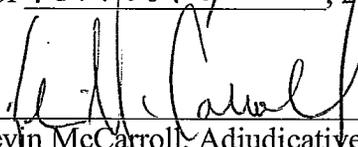
DECLARATION OF SERVICE BY
MAIL

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

16 TRENDZ LLC
17 d/b/a TRENDZ LLC
18 500 SYCAMORE STREET
19 CLARKSTON, WA 99403-2669

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

20 DATED this 1st day of February, 2012, at Olympia, Washington.

21
22 
23 Kevin McCarroll, Adjudicative Proceedings Coordinator
24
25
26

DECLARATION OF SERVICE BY
MAIL

MAILED

DEC 21 2011

Office of Administrative Hearings
Spokane

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

In The Matter Of:

TRENDZ LLC,

Appellant.

OAH Docket No. 2011-LCB-0063
Agency No. T-539

**INITIAL ORDER OF DEFAULT
DISMISSING APPELLANT'S
APPEAL FOR FAILURE TO
APPEAR**

The above-captioned matter was scheduled for a prehearing conference by telephone on December 13, 2011 at 3:00 PM pursuant to due and proper notice to all interested parties.

The Appellant, Trendz LLC, did not appear for the prehearing conference or request a continuance.

The Liquor Control Board appeared and was represented by Timothy D. Ford, Assistant Attorney General.

The Board moved for an order of default dismissing this matter.

Now, therefore, it is ORDERED that the Appellant is in DEFAULT pursuant to RCW 34.05.440 and the appeal is hereby **DISMISSED**.

Signed and Issued at Spokane, Washington, this *21st* day of December, 2011.



Mark H. Kim
Administrative Law Judge
Office of Administrative Hearings

NOTICE OF RIGHT TO FILE A MOTION TO VACATE THE DEFAULT ORDER

The defaulted party may file a written motion requesting the Office of Administrative

Hearings vacate the Default Order. Such a motion must be filed within seven (7) days from the date that the default order was mailed and must include the reason why the default order should be vacated. RCW 34.05.440; WAC 10-08-110.

Mail the Motion to Vacate Default to:

The Office of Administrative Hearings
221 N. Wall St., Suite 540
Spokane, WA 99201

CERTIFICATION OF MAILING IS ATTACHED

CERTIFICATE OF MAILING

The undersigned certifies that true copies of the foregoing document(s) were served from Spokane, Washington by First Class US Mail, postage prepaid on the date indicated below upon the following:

Appellant

Melissa Thomas
Trendz LLC
500 Sycamore Street, #A
Clarkston, WA 99403

Agency Representative

Timothy D. Ford, AAG
Office of the Attorney General
P.O. Box 40100
Olympia, WA 98504-0100

Dated this 21st day of December, 2011.



Elaine Hanks, Legal Secretary
Office of Administrative Hearings.