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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NO. T-545

RAG SPOKANE, INC d/b/a  
RIVER RIDGE FOOD MART

FINAL ORDER OF THE BOARD

2508 W NORTHWEST BLVD  
SPOKANE, WA 99205-3874

[PROPOSED]

LICENSEE

UBI NO. 602 801 260

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, RAG SPOKANE, INC d/b/a RIVER RIDGE FOOD MART through its attorney, DAVID R. HEARREAN, 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 December 22, 2011 is sustained. The Licensee shall pay a total monetary penalty of eighty

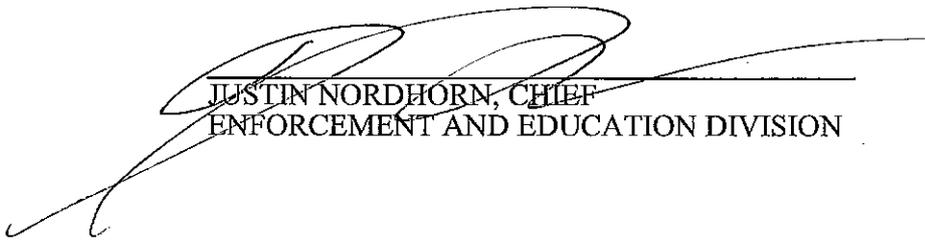
1 dollars (\$80) for the violation within thirty (30) days of the date of the Final Order of the  
2 Board. All payments shall be sent to:

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 pay the  
7 full penalty of one hundred dollars (\$100.00).

8 DATED this 25 day of MARCH, 2012.

9 WASHINGTON STATE LIQUOR CONTROL BOARD

10   
11 JUSTIN NORDHORN, CHIEF  
12 ENFORCEMENT AND EDUCATION DIVISION

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Liquor Control Board  
Board Administration

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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NO. T-545

RAG SPOKANE, INC d/b/a  
RIVER RIDGE FOOD MART

STIPULATED SETTLEMENT  
AGREEMENT

2508 W NORTHWEST BLVD  
SPOKANE, WA 99205-3874

LICENSEE

UBI NO. 602 801 260

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, RAG SPOKANE, INC d/b/a RIVER RIDGE FOOD MART, represented by David Hearrean, Attorney, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. T-545.

**I. INTRODUCTION**

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Tobacco Violation Notice (TVN) No. 31537, and Complaint dated December 22, 2011, with the following alleged violation of the Washington State Liquor Control Board rules and regulations:

On or about June 13, 2011, the above-named Licensee, or employees 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 in RCW 70.155.100.

1 Enforcement and the Licensee wish to enter into a settlement agreement concerning the  
2 above-referenced Tobacco Violation Notice.

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the Licensee agree to the following:

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

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

11 3. The Licensee stipulates to the violation set forth above and referenced in the  
12 complaint: on or about June 13, 2011, the above-named Licensee, or employee(s) thereof,  
13 sold/supplied tobacco to a person under the age of eighteen (18) contrary to RCW 26.28.080,  
14 and is subject to the penalties in RCW 70.155.100.

15 4. The Licensee acknowledges this is the Licensee's first violation of this type  
16 within a twenty-four (24) month period. The standard penalty is either a suspension or revocation  
17 of the tobacco license, or a one hundred dollar (\$100) monetary penalty.

18 5. The Licensee agrees to pay a total monetary penalty of eighty dollars (\$80) for  
19 the above-referenced violation. This amount shall be paid within thirty (30) days of the date of  
20 the final order of the Washington State Liquor Control Board. Payment shall be made to the  
21 Washington State Liquor Control Board no later than 4:00 p.m. on the applicable date.

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

25 7. The undersigned parties declare that the terms of this Settlement Agreement are  
26 completely read, wholly understood, and voluntarily accepted for the purpose of making a full

1 and final compromise and settlement of any and all claims arising from the above referenced  
2 Complaint.

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

5  
6 STIPULATED AND AGREED TO by:

7  
8 ROBERT M. MCKENNA  
Attorney General

9   
10 \_\_\_\_\_  
Timothy D. Ford, WSBA No. 29254  
Assistant Attorney General  
11 Attorney for Washington State  
Liquor Control Board

2/22/12  
Date

12  
13   
14 \_\_\_\_\_  
RAG SPOKANE, INC d/b/a RIVER RIDGE  
FOOD MART, Licensee

2-15-12  
Date

15  
16 LAW OFFICE OF DAVID R. HEARREAN, P.S.

17   
18 \_\_\_\_\_  
DAVID R. HEARREAN, WSBA No. 17864  
Attorney for John Johnson, Individual

2-15-12  
Date



**Washington State  
Liquor Control Board**

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March 29, 2012

David R. Hearrean, Attorney for Licensee  
901 N Monroe St Ste 356  
Spokane, WA 99201-2158

Rag Spokane Inc, Licensee  
d/b/a River Ridge Food Mart  
2508 W Northwest Blvd  
Spokane, WA 99205-3874

Timothy D. 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: Rag Spokane, Inc***

***Trade Name: River Ridge Food Mart***

***Location: 2508 W Northwest Blvd, River Ridge Food Mart***

***License No. (UBI): 602 801 260 001 0001***

***LCB Hearing No. T-545***

***Tobacco Violation No. 31537 / 4Q1203C***

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 applicable monetary penalty is due by April 30, 2012.** The address for payments is WSLCB, P.O. Box 43085, Olympia, WA 98504-3085. Please 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,

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

Kevin McCarroll

Adjudicative Proceedings Coordinator

Enclosures (3)

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

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 RAG SPOKANE INC  
6 d/b/a RIVER RIDGE FOOD MART  
7 2508 W NORTHWEST BLVD  
8 SPOKANE, WA 99205-3874

9 LICENSEE

10 UBI NO. 602 801 260 001 0001  
11 TVN NO. 31537 / 4Q1203C

LCB NO. T-545

DECLARATION OF SERVICE BY  
MAIL

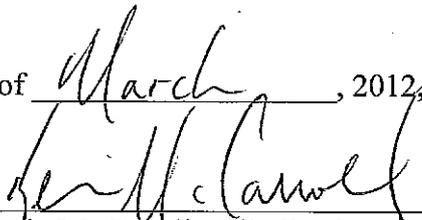
12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-  
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage  
14 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of  
15 Attorney General, on the date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

16  
17 DAVID R. HEARREAN, ATTORNEY FOR  
18 LICENSEE  
19 901 N MONROE ST STE 356  
20 SPOKANE, WA 99201-2158

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

21 RAG SPOKANE INC  
22 d/b/a RIVER RIDGE FOOD MART  
23 2508 W NORTHWEST BLVD  
24 SPOKANE, WA 99205-3874

25 DATED this 29<sup>th</sup> day of March, 2012, at Olympia, Washington.

26   
Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY  
MAIL

1

Washington State Liquor Control Board  
3000 Pacific Avenue SE  
PO Box 43076  
Olympia, WA 98504-3076  
(360) 664-1602