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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. T-575

HARRY ROBERT YOURIST d/b/a
HIGHLAND TEXACO

FINAL ORDER OF THE BOARD
[PROPOSED]

17255 AURORA AVE N.
SHORELINE, WA 98133-5316

LICENSEE

TVN NO. 33224
UBI NO. 578067476

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 W. FERGUSON, Attorney General, and ISAAC WILLIAMSON, Assistant Attorney General, and the Licensee, HARRY ROBERT YOURIST d/b/a HIGHLAND TEXACO, 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:

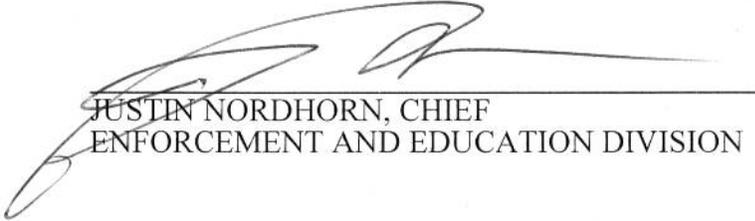
IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above captioned case is adopted in its entirety; and the Complaint dated March 4, 2013, is sustained. The Licensee shall pay a total monetary penalty of two hundred dollars (\$200) for the violation within thirty (30) days of the date of the Final Order of the Board.

1 All payments shall be sent to:

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

5 DATED this 15 day of July, 2013.

6 WASHINGTON STATE LIQUOR CONTROL BOARD

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9 JUSTIN NORDHORN, CHIEF
10 ENFORCEMENT AND EDUCATION DIVISION
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JUL 10 2013

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. T-575

HARRY ROBERT YOURIST d/b/a
HIGHLAND TEXACO

STIPULATED SETTLEMENT
AGREEMENT

17255 AURORA AVE N.
SHORELINE, WA 98133-5316

LICENSEE

TVN NO. 33224
UBI NO. 578 067 476

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) by and through its attorneys ROBERT W. FERGUSON, Attorney General, and ISAAC WILLIAMSON, Assistant Attorney General, and the Licensee, HARRY ROBERT YOURIST d/b/a HIGHLAND TEXACO, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. T-575.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, with the following alleged violation of the Washington State Liquor Control Board rules and regulations, by its complaint dated March 04, 2013:

On or about September 20, 2012, the above-named Licensee, or an employee(s) or agent thereof, sold, gave, and/or permitted to be sold or given, a tobacco product to a person under the age of eighteen (18) years old, contrary to RCW 26.28.080, and is subject to the penalties set out in RCW 70.155.100.



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

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 complaint. The Licensee hereby
8 voluntarily withdraws its request 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 September 20, 2012, the above-named Licensee, or an employee(s) or
13 agent thereof, sold, gave, and/or permitted to be sold or given, a tobacco product to a person
14 under the age of eighteen (18) years old, contrary to RCW 26.28.080, and is subject to the
15 penalties set out in RCW 70.155.100.

16 4. The Licensee acknowledges this is the Licensee's second violation of this type
17 within a twenty-four (24) month period. The standard penalty is either a suspension or revocation
18 of the tobacco license, or a three hundred dollar (\$300) monetary penalty.

19 5. The Licensee agrees to pay a total monetary penalty of two hundred dollars
20 (\$200) for the above-referenced violation. This amount shall be paid within thirty (30) days of
21 the date of the final order of the Washington State Liquor Control Board. **Payment shall be**
22 **sent to:**

23 **Washington State Liquor Control Board**
24 **P.O. Box 43085**
Olympia, WA 98504-3085

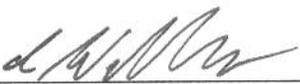
25 7. The undersigned parties declare that the terms of this Settlement Agreement are
26 completely read, wholly understood, and voluntarily accepted for the purpose of making a full

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 W. FERGUSON
9 Attorney General

10 
11 _____
12 ISAAC WILLIAMSON, WSBA No. 43921
13 Assistant Attorney General
14 Attorney for Washington State
15 Liquor Control Board

7/1/2013

Date

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HARRY ROBERT YOURIST
d/b/a HIGHLAND TEXACO
Licensee

6/19/2013

Date



Washington State
Liquor Control Board

July 17, 2013

Harry Robert Yourist, Licensee
d/b/a Highland Texaco
17255 Aurora Ave N
Shoreline, WA 98133-5316

Isaac Williamson, 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: Harry Robert Yourist

Trade Name: Highland Texaco

Location: 17255 Aurora Ave N, Shoreline, WA 98133-5316

License No. (UBI): 578-067-476-001-0001

LCB Hearing No. T-575

Tobacco Violation No. 33224 (2Q2283A)

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 Friday, August 16, 2013. The address for payments is WSLCB, P.O. Box 43085, Olympia, WA 98504-3085. Please label the check with your License Number and Tobacco 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: Tukwila Enforcement and Education Division, WSLCB
Jamie Marshall, Tobacco Violations Coordinator, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

LCB NO. T-575

5 HARRY ROBERT YOURIST
6 d/b/a HIGHLAND TEXACO
7 17255 AURORA AVE N
8 SHORELINE, WA 98133-5316

DECLARATION OF SERVICE BY
MAIL

9 LICENSEE

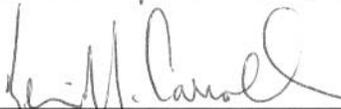
10 UBI NO. 5780674760010001
11 TVN NO. 33224 (2Q2283A)

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:

17 HARRY ROBERT YOURIST, LICENSEE
18 D/B/A HIGHLAND TEXACO
19 17255 AURORA AVE N
SHORELINE, WA 98133-5316

OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100
GCE DIVISION
ISAAC WILLIAMSON, AAG

20 DATED this 17th day of July, 2013, at Olympia, Washington.

21 
22 _____
23 Kevin McCarroll, Adjudicative Proceedings Coordinator