

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

VALENCIA BROTHERS LLC d/b/a
MILL CREEK PIT STOP EXPRESS GAS
MINIMART

1515 132ND ST SE
EVERETT, WA 98208

LICENSEE

UBI NO. 6025373360010001
TVN NO. 2Q2358C/33841

NO. T-578

FINAL ORDER OF THE BOARD

~~[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 W. FERGUSON, Attorney General, and ISAAC WILLIAMSON, Assistant Attorney General, and the Licensee, VALENCIA BROTHERS LLC d/b/a MILL CREEK PIT STOP EXPRESS GAS MINIMART, 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 TVN for Case Number T-578 is sustained. The Licensee shall pay a total monetary penalty of one hundred dollars (\$100) for the violation

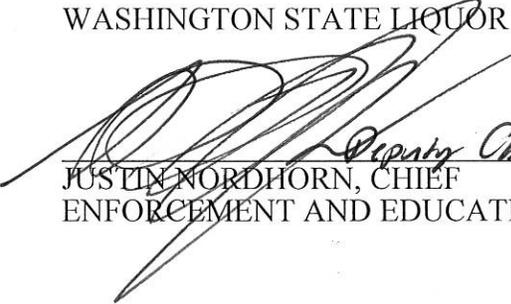
1 within thirty (30) days of the date of the Final Order of the Board. **All payments shall be sent**
2 **to:**

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, pursuant to RCW 70.155.100; the dates and times of which
8 shall be set by the Washington State Liquor Control Board.

9 DATED this 18th day of June, 2013

10 WASHINGTON STATE LIQUOR CONTROL BOARD

11 
12 Deputy Chief for
13 JUSTIN NORDHORN, CHIEF
14 ENFORCEMENT AND EDUCATION DIVISION

15
16
17
18
19
20
21
22
23
24
25
26 MILL CREEK PIT STOP EXPRESS GAS MINIMART
UBI NO. 602-537-336-001-0001
LCB NO. T-578

FINAL ORDER OF THE BOARD
[PROPOSED]

JUN 14 2013

Liquor Control Board
Board Administration

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

NO. T-578

VALENCIA BROTHERS LLC d/b/a
MILL CREEK PIT STOP EXPRESS GAS
MINIMART

STIPULATED SETTLEMENT
AGREEMENT

1515 132ND ST SE
EVERETT, WA 98208

LICENSEE

UBI NO. 6025373360010001
TVN NO. 2Q2358C/33841

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, VALENCIA BROTHERS LLC d/b/a MILL CREEK PIT STOP EXPRESS GAS MINIMART, by and through Natalio Valencia, manager, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. T-578.

I. INTRODUCTION

The Washington State Liquor Control Board, Enforcement and Education Division charged the above-named Licensee, in Tobacco Violation Notice (TVN) No. 33841 with the following alleged violation of the Washington State Liquor Control Board rules and regulations:



1 On or about December 23, 2012, the above-named Licensee, or employee(s) thereof,
2 sold/supplied tobacco to a person under the age of eighteen (18) contrary to RCW 26.28.080,
3 and is subject to the penalties in RCW 70.155.100.

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

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 requests 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 stipulates to the violation set forth above and referenced in the
15 TVN: on or about December 23, 2012, the above-named Licensee, or employee(s) thereof,
16 sold/supplied tobacco to a person under the age of eighteen (18) contrary to RCW 26.28.080,
17 and is subject to the penalties 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 either a suspension or revocation
20 of the tobacco license, or a one hundred dollar (\$100) monetary penalty.

21 5. The Licensee agrees to pay a total monetary penalty of one hundred dollars
22 (\$100) 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 **sent to:**

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

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 TVN.

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 W. FERGUSON
14 Attorney General

15 
16 _____
17 ISAAC WILLIAMSON, WSBA No. 43921
18 Assistant Attorney General
19 Attorney for Washington State
20 Liquor Control Board

21 
22 _____
23 Date

24 
25 _____
26 NATALIO VALENCIA, manager
27 VALENCIA BROTHERS LLC d/b/a
28 MILL CREEK PIT STOP EXPRESS GAS
29 MINIMART, Licensee

30 
31 _____
32 Date



Washington State
Liquor Control Board

June 19, 2013

Natalio Valencia
Valencia Brothers LLC
d/b/a Mill Creek Pit Stop Express Gas Minimart
6902 76th Dr NE
Marysville, WA 98270-6545

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: Valencia Brothers LLC

Trade Name: Mill Creek Pit Stop Express Gas Minimart

Location: 1515 132nd St SE, Everett, WA 98208-7263

Tobacco Violation Number: 2Q2358C/33841

UBI: 602-537-336-001-0001

LCB No. T-578

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. **The monetary penalty was received on May 30, 2013.**

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

Sincerely,

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (2)

cc: Mt Vernon Enforcement and Education Division, WSLCB
Lisa Red, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602
www.liq.wa.gov

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

4 IN THE MATTER OF:

5 VALENCIA BROTHERS LLC d/b/a
6 MILL CREEK PIT STOP EXPRESS
7 GAS MINIMART

8 1515 132ND ST SE
9 EVERETT, WA 98208-7263

10 LICENSEE

11 UBI NO. 602-537-336-001-0001
12 TVN NO. 2Q2358C/33841

LCB NO. T-578

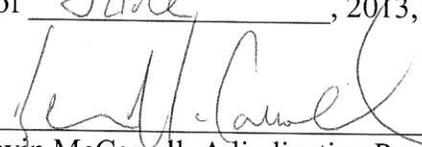
DECLARATION OF SERVICE BY
MAIL

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

17
18 NATALIO VALENCIA
19 VALENCIA BROTHERS LLC
20 d/b/a MILL CREEK PIT STOP EXPRESS
21 GAS MINIMART
22 6902 76TH DR NE
23 MARYSVILLE, WA 98270-6545

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

24 DATED this 19th day of June, 2013, at Olympia, Washington.

25 
26 Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY
MAIL