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**BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

IN THE MATTER OF:

NO. T-580

YUMI S. MCCUTCHEN d/b/a  
GOLDEN SMOKE GIFT SHOP

FINAL ORDER OF THE BOARD  
[PROPOSED]

2505 Olympia Hwy N Ste 120  
Shelton, WA 98584

LICENSEE

TVN NO. 2R3023A  
UBI NO. 602232757001

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, YUMI S. MCCUTCHEN d/b/a GOLDEN SMOKE GIFT SHOP, 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:

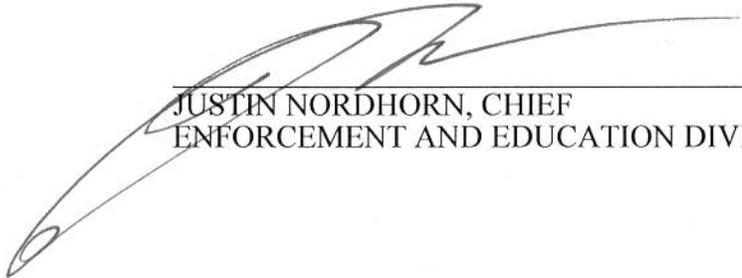
IT IS HEREBY ORDERED that the Stipulated Settlement Agreement in the above captioned case is adopted in its entirety; and the Complaint dated June 6, 2013, is sustained. The Licensee shall pay a total monetary penalty of one hundred dollars (\$100) for the violation within thirty (30) days of the date of this order.

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 03 day of October, 2013.

6 WASHINGTON STATE LIQUOR CONTROL BOARD

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10 JUSTIN NORDHORN, CHIEF  
11 ENFORCEMENT AND EDUCATION DIVISION  
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SEP 25 2013

Liquor Control Board  
Board Administration

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7 **BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD**

8 IN THE MATTER OF:

NO. T-580

9 YUMI S. MCCUTCHEN d/b/a  
GOLDEN SMOKE GIFT SHOP

STIPULATED SETTLEMENT  
AGREEMENT

10 2505 Olympia Hwy N Ste 120  
11 Shelton, WA 98584

12 LICENSEE

13 TVN NO. 2R3023A  
UBI NO. 602232757001

14 The Washington State Liquor Control Board Education and Enforcement Division  
15 (Enforcement) by and through its attorneys ROBERT W. FERGUSON, Attorney General, and  
16 ISAAC WILLIAMSON, Assistant Attorney General, and the Licensee,  
17 YUMI S. MCCUTCHEN d/b/a GOLDEN SMOKE GIFT SHOP, hereby enter into this  
18 stipulated settlement agreement for Liquor Control Board Case No. T-580.

19 **I. INTRODUCTION**

20 The Washington State Liquor Control Board, Enforcement and Education Division  
21 charged the above-named Licensee, with the following alleged violation of the Washington  
22 State Liquor Control Board rules and regulations, by its complaint dated June 6, 2013:

23 On or about January 23, 2013, the above-named Licensee, or employee(s)  
24 thereof, sold/supplied tobacco to a person under the age of eighteen (18)  
25 contrary to RCW 26.28.080, and is subject to the penalties in RCW 70.155.100.

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

STIPULATED SETTLEMENT  
AGREEMENT

LCB NO. T-580



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

1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Licensee agree to the following:

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

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

9 3. The Licensee stipulates to the violation set forth above and referenced in the  
10 Complaint: On or about January 23, 2013, the above-named Licensee, or employee(s) thereof,  
11 sold/supplied tobacco to a person under the age of eighteen (18) contrary to RCW 26.28.080,  
12 and is subject to the penalties in RCW 70.155.100.

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

16 5. The Licensee agrees to pay a total monetary penalty of one hundred dollars  
17 (\$100) for the above-referenced violation. This amount shall be paid within thirty (30) days of  
18 the date of the final order of the Washington State Liquor Control Board. **Payment shall be**  
19 **made on the applicable date and sent to:**

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

22 7. The undersigned parties declare that the terms of this Settlement Agreement are  
23 completely read, wholly understood, and voluntarily accepted for the purpose of making a full  
24 and final compromise and settlement of any and all claims arising from the above referenced  
25 Complaint.  
26

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

3  
4           STIPULATED AND AGREED TO BY:

5 ROBERT W. FERGUSON  
6 Attorney General

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9 \_\_\_\_\_  
10 ISAAC WILLIAMSON, WSBA No. 43921  
11 Assistant Attorney General  
12 Attorney for Washington State  
13 Liquor Control Board

9/23/2013  
\_\_\_\_\_  
Date

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14 YUMI S. MCCUTCHEN  
15 d/b/a GOLDEN SMOKE GIFT SHOP  
16 Licensee

9/14/2013  
\_\_\_\_\_  
Date



Washington State  
Liquor Control Board

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October 3, 2013

Yumi S. McCutchen  
d/b/a Golden Smoke Gift Shop  
16942 Sheldon LN SW  
Rochester, WA 98579-9450

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: Yumi Son McCutchen**

**Trade Name: Golden Smoke Gift Shop**

**Location: 2505 Olympia Hwy N Ste 120, Shelton, WA 98584-2978**

**License No. (UBI) 602-232-757-001-0001**

**LCB Hearing No. T-580**

**Tobacco Violation No. 2R3023A**

Dear Parties:

Please find the enclosed copy of the Final Order of the Board and Declaration of Service by Mail in the above-referenced matter, as well as a copy of the Stipulated Settlement Agreement.

**The applicable monetary penalty is due by November 4, 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,

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

Kevin McCarroll

Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Tacoma Enforcement and Education Division, WSLCB  
Jamie Marshall, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 YUMI SON MCCUTCHEN  
6 d/b/a GOLDEN SMOKE GIFT SHOP  
7 2505 OLYMPIA HWY N STE 120  
8 SHELTON, WA 98584-2978

9 LICENSEE

10 UBI NO. 602-232-757-001-0001  
11 TVN NO. 2R3023A

LCB NO. T-580

DECLARATION OF SERVICE BY  
MAIL

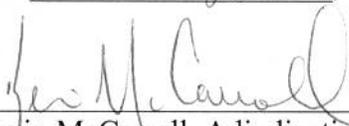
12 I certify that I caused a copy of the FINAL ORDER OF THE BOARD in the above-  
13 referenced matter to be served on all parties or their counsel of record by US Mail Postage  
14 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of  
15 Attorney General, on the date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

16 YUMI S. MCCUTCHEN  
17 d/b/a GOLDEN SMOKE GIFT SHOP  
18 16942 SHELDON LN SW  
19 ROCHESTER, WA 98579-9450

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

20 YUMI SON MCCUTCHEN  
21 d/b/a GOLDEN SMOKE GIFT SHOP  
22 2505 OLYMPIA HWY N STE 120  
23 SHELTON, WA 98584-2978

24 DATED this 3<sup>rd</sup> day of October, 2013, at Olympia, Washington.

25   
26 Kevin McCarroll, Adjudicative Proceedings Coordinator

DECLARATION OF SERVICE BY  
MAIL