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

6 IN THE MATTER OF:

LCB NO. T-588

7 BANCOMAT RAFIA, INC. d/b/a
8 SMOKE KING

FINAL ORDER OF THE BOARD
[PROPOSED]

9 11632 HWY 99 STE. A
10 EVERETT, WA 98204

11 UBI NO. 602-979-234-001-0001
TVN NO. 2R3078A

12 THIS MATTER having come before the Washington State Liquor Control Board (Board)
13 and the Washington State Liquor Control Board Education and Enforcement Division
14 (Enforcement) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and
15 MARISA E. BROGGEL, Assistant Attorney General, and BANCOMAT RAFIA, INC. d/b/a
16 SMOKE KING (Licensee), represented by Bilal Jamil, and the parties having voluntarily entered
17 into a stipulated settlement agreement for Tobacco Violation Notice (TVN) No. 2R3078A, Case
18 No. T-588, and the Board having considered the stipulated settlement agreement and
19 Enforcement's memorandum recommending acceptance of the stipulated settlement agreement,
20 and the Board having had the opportunity to review the file materials maintained in this case,
21 now, therefore:

22 IT IS HEREBY ORDERED that the allegations set forth in TVN No. 2R3078A, to wit:
23 that on or around March 19, 2013, the above-named Licensee or an employee(s) thereof sold,
24 and/or permitted to be sold, a tobacco product to a person under the age of eighteen (18) years,
25 contrary to RCW 26.28.080, is sustained.
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FINAL ORDER OF THE BOARD
BANCOMAT RAFIA, INC. D/B/A
SMOKE KING
T-588
[PROPOSED]

1 IT IS FURTHER ORDERED that, in consideration of the Licensee's stipulation to the
2 above-referenced violation, and in consideration of the Licensee having ceased business
3 operations as of August 5, 2013, and the Licensee having voluntarily surrendered its
4 cigarette/tobacco retailer license, no monetary penalty nor license suspension shall be due from
5 the Licensee for the above-referenced violation.

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8 DATED this 15 day of October, 2013.

9 WASHINGTON STATE LIQUOR CONTROL BOARD

10 Sharon Foster

11 Richard Kenner

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14 [Signature]

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ATTORNEY GENERAL
OF WASHINGTON

SEP 12 2013

GOVERNMENT COMPLIANCE
& ENFORCEMENT

BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

BANCOMAT RAFIA, INC. d/b/a
SMOKE KING

11632 HWY 99 STE. A
EVERETT, WA 98204

UBI NO. 602-979-234-001-0001
TVN NO. 2R3078A

LCB NO. T-588

STIPULATED SETTLEMENT
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by through its attorneys, ROBERT W. FERGUSON, Attorney General and MARISA E. BROGGEL, Assistant Attorney General, and BANCOMAT RAFIA, INC. d/b/a SMOKE KING, Licensee, represented by and through Bilal Jamil, hereby enter into this stipulated settlement agreement for Liquor Control Board (Board) Matter No. T-588 arising from Administrative (Tobacco) Violation Notice (TVN) No. 2R3078A.

I. INTRODUCTION

On or around March 19, 2013, the Liquor Control Board Enforcement Division issued TVN No. 2R3078A to the Licensee, alleging that on or around March 19, 2013, the above-named Licensee or an employee(s) thereof sold, and/or permitted to be sold, a tobacco product to a person under the age of eighteen (18) years, contrary to RCW 26.28.080. Prior to having a formal administrative hearing in this matter, Enforcement and the Licensee have agreed to

1 enter into the following Stipulated Settlement Agreement (Agreement) concerning the above-
2 referenced TVN.

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.

7 2. The Licensee explicitly waives the right to further administrative review of all
8 matters related to the above-referenced TVN No. 2R3078A. Furthermore, the Licensee hereby
9 voluntarily withdraws its request for a hearing in this matter.

10 3. This Agreement constitutes the final written expression of all the terms of this
11 Agreement and is a complete and exclusive statement of these terms.

12 4. The Licensee stipulates to the violation set forth in TVN 2R3078A: that on or
13 around March 19, 2013, the Licensee and/or an employee thereof sold, or permitted to be sold,
14 a tobacco product to a person under age eighteen (18), contrary to RCW 26.28.080.

15 5. The Licensee acknowledges that it ceased business operations effective August
16 5, 2013, and that it voluntarily relinquished its liquor license with no further interest remaining
17 in the license.

18 6. The parties agree that in consideration of the Licensee's stipulation to the
19 above-referenced violation, and in consideration of the Licensee's voluntary surrender of its
20 liquor license, no monetary penalty shall be due from the Licensee for the above-referenced
21 violation.

22 7. The parties recognize that this Agreement is subject to approval by the Board.

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1 8. The undersigned parties declare that the terms of this Agreement are completely
2 read, wholly understood, and voluntarily accepted for the purpose of making a full and final
3 compromise and settlement of any and all violations arising from TVN No. 2R3078A.

4 STIPULATED AND AGREED to by:

5
6 ROBERT M. MCKENNA
Attorney General

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9 MARISA E. BROGGEL, WSBA #41767
Assistant Attorney General
10 Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division

9-12-2013
Date

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14 BILAL JAMIL for
BANCOMAT RAFIA, INC. d/b/a
15 SMOKE KING,
Licensee's son.

9/6/13
Date



Washington State
Liquor Control Board

October 17, 2013

Bilal Jamil
Bancomat Rafia Inc
d/b/a Smoke-King
11632 Highway 99 Ste A
Everett, WA 98204-4864

Marisa Broggel, 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: Bancomat Rafia Inc

Trade Name: Smoke-King

Location: 11632 Highway 99 Ste A, Everett, WA 98204-4864

License No. (UBI): 602-979-234-001-0001

LCB Hearing No. T-588

Tobacco Violation No. 2R3078A

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.

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: Federal Way 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:

5 BANCOMAT RAFIA INC
6 d/b/a SMOKE-KING
7 11632 HIGHWAY 99 STE A
8 EVERETT, WA 98204-4864

9 LICENSEE

10 UBI NO. 602-979-234-001-0001
11 TVN NO. 2R3078A

LCB NO. T-588

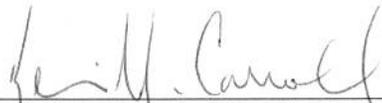
DECLARATION OF SERVICE BY
MAIL

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 BANCOMAT RAFIA INC
17 d/b/a SMOKE-KING
18 11632 HIGHWAY 99 STE A
19 EVERETT, WA 98204-4864

OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100
GCE DIVISION
MARISA BROGGEL, AAG

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

21 
22 Kevin McCarroll, Adjudicative Proceedings Coordinator
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DECLARATION OF SERVICE BY
MAIL

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