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

7 IN THE MATTER OF:

8 AVA KYROLLOS LLC d/b/a
9 JUNEAU STREET MARKET

10 5901 CALIFORNIA AVE SW
11 SEATTLE, WA 98136-1611

12 LICENSEE

13 UBI NO. 603 113 255 001 0002
14 TVN NO. 33314 / 2B2070A

OAH No. 2012-LCB-0054
LCB NO. T-563

FINAL ORDER OF THE BOARD

[PROPOSED]

15 THIS MATTER having come before the Washington State Liquor Control Board
16 (Board) and the Washington State Liquor Control Board Education and Enforcement Division
17 (Enforcement) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and
18 MARISA E. BROGGEL, Assistant Attorney General, and the Licensee, AVA KYROLLOS
19 LLC d/b/a JUNEAU STREET MARKET (Licensee) by and through its representative,
20 SAMEH IBRAHIM, and the parties having voluntarily entered into a Stipulated Settlement
21 Agreement for Administrative (Tobacco) Violation Notice (TVN) No. 2B2070A, and the
22 Board having considered the Stipulated Settlement Agreement and Enforcement's
23 Memorandum recommending acceptance of the Stipulated Settlement Agreement, and the
24 Board having had the opportunity to review the file materials maintained in this case, now
25 therefore:
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1 IT IS HEREBY ORDERED that the violation set forth in TVN No. 2B2070A, to wit:
2 the Licensee or an employee(s) thereof sold, gave, or permitted to be sold or given, a tobacco
3 product to a person under the age of 18 years, is sustained.

4 IT IS FURTHER ORDERED that the Licensee shall pay a total monetary penalty of
5 fifty dollars (\$50) for the above-referenced violation. The Licensee shall pay the monetary
6 penalty within thirty (30) days of the date of the Final Order of the Board. All payments shall
7 be sent to:

8 **Washington State Liquor Control Board**
9 **PO Box 43085**
10 **Olympia, WA 98504-3085**

11 In the event the Licensee fails to make a full and timely payment, the Licensee shall pay a
12 monetary penalty of one hundred dollars (\$100).

13 DATED this 26 day of FEBRUARY, 2013.

14 WASHINGTON STATE LIQUOR CONTROL BOARD

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JUNEAU STREET MARKET
LCB NO. T-563
UBI: 6031132550010002
FINAL ORDER OF THE BOARD

[PROPOSED]

FEB 21 2013

Liquor Control Board
Board Administration

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

AVA KYROLLOS LLC d/b/a
JUNEAU STREET MARKET

5901 CALIFORNIA AVE SW
SEATTLE, WA 98136-1611

LICENSEE

UBI NO. 603 113 255 001 0002
TVN NO. 33314 / 2B2070A

OAH No. 2012-LCB-0054
LCB NO. T-563

STIPULATED SETTLEMENT
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) by and through its attorneys ROBERT W. FERGUSON, Attorney General, and MARISA E. BROGGEL, Assistant Attorney General, and the Licensee, AVA KYROLLOS LLC d/b/a JUNEAU STREET MARKET (Licensee) by and through its representative, SAMEH IBRAHIM, hereby enter into this stipulated settlement agreement for Liquor Control Board Case T-563, TVN No. 2B2070A.

I. INTRODUCTION

The Washington State Liquor Control Board charged the above-named Licensee with the following alleged violation(s) of Washington State Liquor Control Board regulations and chapter 28.26 RCW by its complaint dated December 4, 2012:

1 That on or about March 10, 2012, the above-named Licensee, sold, gave, and/or
2 permitted to be sold and/or given, tobacco to a person under the age of eighteen
3 (18), contrary to RCW 26.28.080 and is subject to the penalties set out in RCW
4 70.155.100.

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

7 **II. AGREEMENT OF THE PARTIES**

8 Enforcement and the Licensee agree to the following:

9 1. Enforcement and the Licensee enter into this agreement to avoid the time and
10 expense of further litigation.

11 2. The Licensee explicitly waives the right to further administrative review of all
12 matters related to this violation and the Licensee hereby voluntarily withdraws its request for a
13 hearing on this matter.

14 3. The Licensee admits to the violation as charged in the above-referenced
15 complaint; that on or around March 10, 2012, the above-named Licensee or employee(s)
16 thereof sold, gave, or permitted to be sold or given, a tobacco product to a person under the age
17 of eighteen (18).

18 4. The Licensee agrees that this is the Licensee's first violation of this type within
19 a twenty-four (24) month period and that the standard penalty for the violation is a monetary
20 penalty of one hundred dollars (\$100).

21 5. The Licensee agrees to pay a monetary penalty of fifty dollars (\$50) for the
22 above-referenced violation. This amount shall be paid within thirty (30) days of the date of the
23 final order of the Washington State Liquor Control Board (Board) and no later than 4:00 p.m.

24 on the applicable date. Payment shall be sent to:

25 STIPULATED SETTLEMENT
26 AGREEMENT
AVA KYROLLOS LLC d/b/a
JUNEAU STREET MARKET
T-563

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

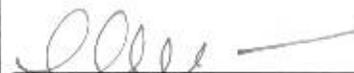
6. The Licensee acknowledges that failure to make a full and timely payment of the penalty as required in Section II, Paragraph 5, will result in imposition of the standard penalty of one hundred dollars (\$100).

7. The parties recognize that this settlement agreement is subject to approval by the Board.

8. The undersigned parties declare that the terms of this Settlement Agreement are a full and final compromise and settlement of any and all claims arising from the above-referenced AVN.

STIPULATED AND AGREED TO by:

ROBERT W. FERGUSON
Attorney General


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

Dated: 2/18/2013


SAMEH IBRAHIM
For Ava Kyrollos LLC d/b/a
Juneau Street Market
Licensee

Dated: 02-08-13



Washington State
Liquor Control Board

February 26, 2013

Samch Ibrahim
Ava Kyrollos LLC
d/b/a Juneau Street Market
5901 California Ave SW
Seattle, WA 98136-1611

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: Ava Kyrollos LLC

Trade Name: Juneau Street Market

Location: 5901 California Ave SW, Seattle, WA 98136-1611

License No. (UBI): 603 113 255 001 0002

LCB Hearing No. T-563

OAH No. 2012-LCB-0054

Tobacco Violation No. 2B2070A

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 applicable monetary penalty is due by Thursday, March 28, 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 (2)

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

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

www.liq.wa.gov

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

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6 AVA KYROLLOS LLC
7 d/b/a JUNEAU STREET MARKET
8 5901 CALIFORNIA AVE SW
9 SEATTLE, WA 98136-1611
10 LICENSEE

11 UBI NO. 6031132550010002
12 TVN NO. 33314 / 2B2070A

LCB NO. T-563
OAH NO. 2012-LCB-0054

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 SAMEH IBRAHIM
18 AVA KYROLLOS LLC
19 d/b/a JUNEAU STREET MARKET
5901 CALIFORNIA AVE SW
SEATTLE, WA 98136-1611

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

20 DATED this 26th day of February, 2013, at Olympia, Washington.

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23 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