

ATTORNEY GENERAL
OF WASHINGTON

STATE OF WASHINGTON
GAMBLING COMMISSION

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GAMBLING COMMISSION
COMM & LEGAL DIVISION

GOVERNMENT COMPLIANCE
& ENFORCEMENT

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|--|---|-------------------------|
| In the Matter of the Suspension or Revocation of the |) | |
| License to Conduct Gambling Activities of: |) | NO. CR 2011-01314 |
| |) | |
| Qiang Li |) | SETTLEMENT ORDER |
| Everett, Washington, |) | |
| |) | |
| Licensee. |) | |
| _____ |) | |

This Settlement Order is entered into between the Washington State Gambling Commission and Qiang Li. Stephanie U. Happold, Assistant Attorney General, and Melinda Froud, Lead Staff Attorney, represent the Gambling Commission. The licensee represents himself.

I.

The Washington State Gambling Commission issued Qiang Li, license number 68-03743, authorizing Card Room Employee activity with Drift On Inn in Shoreline. This license expires on October 31, 2013, and was issued subject to Mr. Li's compliance with state gambling laws and regulations.

II.

The Director issued a Notice of Administrative Charges and Opportunity for an Adjudicative Proceeding to the licensee, on May 24, 2012. On June 14, 2012, Commission staff received Mr. Li's request for hearing.

III.

The following summary of facts and violations were alleged in the Notice of Administrative Charges:

SUMMARY:

On Saturday, October 15, 2011, Qiang Li wrote a check for \$9,000. On Sunday, October 16, 2011, he asked a dealer at the poker podium to hold the check because he did not have funds in his bank account. Previously, Mr. Li wrote checks with non-sufficient funds (NSF) between April and August of 2011.

III

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GAMBLING COMMISSION
COMM & LEGAL DIVISION

CR 2011-01314

VIOLATIONS:

RCW 9.46.075 Denial, suspension, or revocation of license, permit

The Commission may deny an application, or suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control.

(8) Fails to prove, by clear and convincing evidence, that he, she or it is qualified in accordance with the provisions of this chapter.

(10) Has pursued or is pursuing economic gain in an occupational manner or context which is in violation of the criminal or civil public policy of this state if such pursuit creates probable cause to believe that the participation of such person in gambling or related activities would be inimical to the proper operation of an authorized gambling or related activity in this state. For the purposes of this section, occupational manner or context shall be defined as the systematic planning, administration, management or execution of an activity for financial gain.

WAC 230-03-085 Denying, suspending, or revoking an application, license or permit

We may deny, suspend, or revoke any application, license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level.

(8) Poses a threat to the effective regulation of gambling, or creates or increases the likelihood of unfair or illegal practices, methods, and activities in the conduct of gambling activities, as demonstrated by: (a) Prior activities.

RCW 9.46.153 Applicants and licensees — Responsibilities and duties — Waiver of liability — Investigation statement as privileged-

(1) It shall be the affirmative responsibility of each applicant and licensee to establish by clear and convincing evidence the necessary qualifications for licensure of each person required to be qualified under this chapter, as well as the qualifications of the facility in which the licensed activity will be conducted.

The licensee pursued economic gain in an occupational manner by cashing NSF checks at Parker's Sports Bar & Casino. As a result, his participation in gambling related activities would be inimical to the proper operation of gambling. Additionally, his conduct demonstrates that he poses a threat to the effective regulation of gaming and increases the likelihood of illegal practices as demonstrated through his actions.

By his actions, the licensee has failed to show by clear and convincing evidence that he is qualified for licensure, in violation of RCW 9.46.153(1). Grounds, therefore, exist to revoke Qiang Li's license, pursuant to RCW 9.46.075(1), (8), and (10) and WAC 230-03-085(1), (3), and (8).

IV.

The Commission alleges that the facts and violations specified in paragraph III above constitute grounds for suspending or revoking the gambling license issued to Qiang Li pursuant to RCW 9.46.075 and WAC 230-04-400.

V.

The licensee requested an adjudicative proceeding in this matter and has waived his right to such a proceeding based on the entry of this agreed Settlement Order.

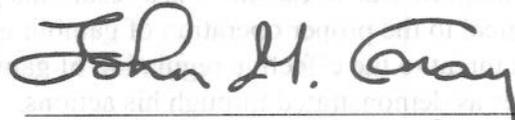
- 1) The licensee agrees that his gambling license is hereby suspended for a period of **seven (7) days effective 8:00 a.m. October 29, 2012, and can resume gambling activities at 8:00 a.m. on November 5, 2012.**
- 2) **The signed Settlement Order must be received by Commission staff by October 25, 2012,** and mailed to Commission Headquarters at the following address:

Washington State Gambling Commission
Attention: Communications and Legal Division
P.O. Box 42400
Olympia, WA 98504-2400

Or delivered (in person or via private courier) to the following address:

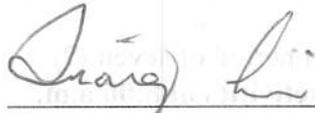
Washington State Gambling Commission
Attention: Communications and Legal Division
4565 7th Avenue SE; Fourth Floor
Lacey, WA 98503

DATED this 31ST day of OCTOBER, 2012.


Administrative Law Judge

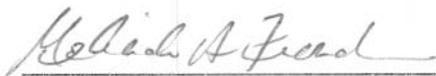
By his signature, the licensee
Understands and accepts the terms
And conditions of this Order

APPROVED FOR ENTRY:

 10-19-2012
Qiang Li (Date)
Licensee

APPROVED AS TO FORM:

 10/25/12
Stephanie U. Happold, WSBA# 38112
Assistant Attorney General
Representing the Washington State
Gambling Commission


Melinda Froud, WSBA #26792
Lead Staff Attorney,
Washington State Gambling Commission