

Received  
AUG 28 2013  
Gambling Commission  
Comm. & Legal Division

BEFORE THE WASHINGTON STATE GAMBLING COMMISSION

In the Matter of the Revocation of the  
Certification to Conduct Gambling  
Activities of:

JOHN B. SAGATU  
Auburn, Washington

NO. CR 2013-01213

FINAL ORDER ON PETITION FOR  
REVIEW

**I. INTRODUCTION**

THIS MATTER came before the undersigned Commissioners of the Washington State Gambling Commission ("Commission") at the Commission's regularly scheduled meeting on July 11, 2013, in Bellevue, Washington on Certification Holder John B. Sagatu's Petition For Review. Mr. Sagatu did not appear and no one appeared on his behalf. Assistant Attorney General Greg Rosen represented the Washington State Gambling Commission's agency staff. The Commission had before it the entire record of the prior proceedings relating to this matter, as well as additional pleadings prepared for the presentation of the instant motion. The Commission also heard oral argument on behalf of agency staff.

**II. FINDINGS OF FACTS AND CONCLUSIONS OF LAW**

Following argument, and review of the record, the Commission finds that the record in this matter is sufficient to support the following:

1. The Commission AFFIRMS in their entirety the Administrative Law Judge's previously entered Findings of Fact set forth in Paragraph Nos. 1 through 13 and 15 through 19 of the Initial Order.

2. The Commission VACATES the Administrative Law Judge's previously entered Finding of Fact set forth in Paragraph No. 14 of the Initial Order and INSERTS in its place the following: "Mr. Sagatu made two payments towards the fines and fees described in these Findings of Fact. He has not made any payments since December 11, 2012. As of June 2013, Mr. Sagatu has \$3,146.35 in outstanding court fines and fees."

3. The Commission AFFIRMS the Administrative Law Judge's previously entered Conclusions of Law set forth in Paragraph Nos. 1 through 14 and 16 through 21 of the Initial Order.

4. The Commission VACATES the Administrative Law Judge's previously entered Conclusion of Law set forth in Paragraph No. 14 and INSERTS in its place the following: "The record shows that the Commission has confronted Mr. Sagatu with his failures to pay these fines and fees at least twice in the recent past, not including the current case. Despite that, Mr. Sagatu has made minimal efforts to pay the delinquent fines and fees detailed in the Findings of Fact."

### III. FINAL ORDER

Based on the above findings of fact and conclusions of law, the Commission MODIFIES the Administrative Law Judge's Initial Order and ORDERS as follows:

1. The Administrative Law Judge's Initial Order revoking Mr. Sagatu's certification to conduct Class III gaming activities is DEFERRED until November 11, 2013.

2. Mr. Sagatu's certification to conduct gambling activities is SUSPENDED during the period of this deferred certification revocation.

3. By November 11, 2013, Mr. Sagatu shall make all of the payments required on all of the outstanding court fees and costs that gave rise to the statement of charges in this certification revocation proceeding.

4. Mr. Sagatu shall violate no gambling related statute or regulation during the period of this deferred revocation.

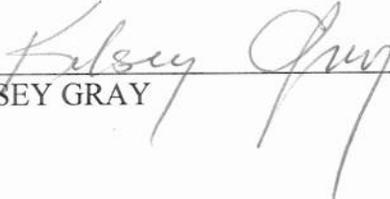
5. If Mr. Sagatu timely complies with all of the above ordered conditions, then the suspension of his certification shall serve as the full and final sanction in this matter.

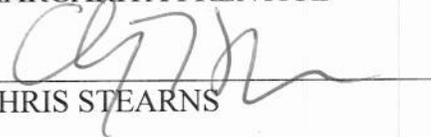
6. If Mr. Sagatu fails to comply with any of the above conditions of deferral, it may result in this matter being brought back before the Commission for further proceedings, possible reconsideration of the Commission's order deferring revocation, and the Commission's issuance of an amended Final Order On Petition For Review that fully revokes Mr. Sagatu's certification to conduct gambling activities in the State of Washington.

DATED this 22 day of August, 2013.

  
MIKE AMOS – CHAIR

  
MARGARITA PRENTICE

  
KELSEY GRAY

  
CHRIS STEARNS

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NOTICE: RECONSIDERATION

PURSUANT TO THE PROVISIONS OF RCW 34.05.470 AND WAC 230-17-140 YOU MAY FILE A PETITION FOR RECONSIDERATION WITH THE COMMISSION WITHIN TEN (10) DAYS FROM THE DATE THIS FINAL ORDER IS SERVED UPON YOU. ANY REQUEST FOR RECONSIDERATION MUST STATE THE SPECIFIC GROUNDS FOR THE RELIEF REQUESTED. PETITIONS MUST BE DELIVERED OR MAILED TO:

WASHINGTON STATE GAMBLING COMMISSION  
PO BOX 42400  
OLYMPIA, WA 98504-2400

NOTICE: PETITION FOR JUDICIAL REVIEW

YOU HAVE THE RIGHT TO APPEAL THIS FINAL ORDER TO SUPERIOR COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF RCW 34.05.542. ANY PETITION FOR JUDICIAL REVIEW OF THIS FINAL ORDER MUST BE FILED WITH THE COURT AND ALSO SERVED UPON BOTH THE COMMISSION AND THE OFFICE OF THE ATTORNEY GENERAL WITHIN THIRTY (30) DAYS AFTER THE DATE THIS FINAL ORDER IS SERVED UPON YOU.

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**BEFORE THE WASHINGTON STATE GAMBLING COMMISSION**

In the Matter of the Suspension or  
Revocation of the License to Conduct  
Gambling Activities of:

GMB NO. CR 2012-01213  
DECLARATION OF SERVICE

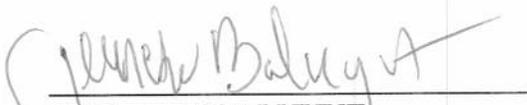
JOHN S. SAGATU  
Auburn, Washington,  
Number 69-03374  
Class III Employee.

I certify that on August 27, 2013, I caused to be served a true and copy of the Final Order on Petition for Review by placing same in the U.S. Mail via Consolidated Mail Services to:

JOHN S. SAGATU  
17226 SE 400TH STREET  
AUBURN, WA 98092

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 27th day of August, 2013, at Olympia, WA.

  
JEANETTE BALUYUT  
Legal Assistant