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Gambling Commission
Comm. & Legal Division

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OFFICE OF
ADMINISTRATIVE HEARINGS

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Summary Suspension of the License and Certification to Conduct Gambling Activities of:)	
Wiasana Sok)	NO: CR 2013-02275
Puyallup, Washington,)	
Licensee/Class III Employee.)	SETTLEMENT ORDER

The Director of the Washington State Gambling Commission and the licensee, Wiasana Sok, agree to this Settlement Order to resolve the Summary Suspension against her. Gregory J. Rosen, Assistant Attorney General, and Melinda Froud, Staff Attorney, represent the Gambling Commission. Michael Ewetuga represents Ms. Sok.

I.

The Washington State Gambling Commission issued Wiasana Sok the following license and certification:

Number 68-14274, authorizing Card Room Employee activity formerly with the Macau Casino, Lakewood, and number 69-15348, authorizing Class III Employee activity currently with the Snoqualmie Casino.

The license and certification expire on June 12, 2014, and were issued subject to Ms. Sok's compliance with the Snoqualmie Tribal/State Compact and state gambling laws and rules.

II.

On March 10, 2014, Wiasana Sok was served with the Summary Suspension. On March 27, 2014, she requested a Stay Hearing and an Administrative Hearing on her proceedings.

III.

SUMMARY:

On October 13, 2013, dealer Thonyrose Tibi allegedly stacked approximately 60 cards in a particular order at the Macau Casino when she was supposed to be checking and shuffling them. Licensee Wiasana Sok, an off-duty dealer at the Macau, was present with Ms. Tibi for part of the time when Ms. Tibi was stacking the cards. Without following the correct procedures, Ms. Tibi later introduced those cards, which were neither cut nor shuffled by hand or a shuffling machine, onto a mini-baccarat table. Ms. Sok bought in for \$1,300 to play at the same mini-baccarat table. Ms. Sok bet her entire \$1,300 on the first hand she bet. During the next ten hands, all using the stacked cards, Ms. Sok correctly bet nine times. A total of \$23,100 was lost to Ms. Sok, who

gave Ms. Tibi \$5,000 in casino chips that same evening after Ms. Sok finished gambling. Ms. Sok cashed in approximately \$7,000 in casino chips later that same evening.

VIOLATIONS:

1) SNOQUALMIE TRIBAL/STATE COMPACT

Section V.C. of the Tribal-State Compact states the SGA¹ may revoke, suspend or deny a State certification for any reason it deems to be in the public interest. These reasons shall include when the holder of certification:

V.C.1. Is determined to be a person who because of prior activities, criminal record, if any, or reputation, habits and associations pose a threat to the effective regulation of gaming or create or enhance the chances of unfair or illegal practices, methods and activities used in the conduct of the gaming activities permitted pursuant to this compact.

V.C.2. Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by any provision of a Tribal-State Compact.

V.C.4. has demonstrated a willful disregard or failed to comply with the requirements of any gaming regulatory authority in any jurisdiction, including offenses that could subject the individual or entity to suspension, revocation or forfeiture of a gaming license.

2) RCW 9.46.075 Denial, suspension, or revocation of certification, application, or 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: (The following subsections apply.)

(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 she 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.

¹ Washington State Gambling Commission, as referred to in the Snoqualmie Tribal/State Compact.

3) 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:
(The following subsections apply.)

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

(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.

4) RCW 9.46.196 Cheating — Defined. "Cheating," as used in this chapter, means to:
(The following subsections apply.)

(1) Employ or attempt to employ any device, scheme, or artifice to defraud any other participant or any operator;

(2) Engage in any act, practice, or course of operation as would operate as a fraud or deceit upon any other participant or any operator;

(3) Engage in any act, practice, or course of operation while participating in a gambling activity with the intent of cheating any other participant or the operator to gain an advantage in the game over the other participant or operator; or

(4) Cause, aid, abet, or conspire with another person to cause any other person to violate subsections (1) through (3) of this section.

5) RCW 9.46.1961 Cheating in the first degree.

(1) A person is guilty of cheating in the first degree if he or she engages in cheating and:

(a) Knowingly causes, aids, abets, or conspires with another to engage in cheating; or

(b) Holds a license or similar permit issued by the state of Washington to conduct, manage, or act as an employee in an authorized gambling activity.

6) RCW 9.46.153(1) Applicants and licensees-Responsibilities and duties

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.

On October 13, 2013, dealer Thonyrose Tibi stacked about 60 cards in a particular order while she was supposed to be checking and shuffling them. She later introduced those cards, uncut, onto mini-baccarat table #3. Off-duty dealer Wiasana Sok was present when the cards were stacked and when the deck was introduced to a live game. Ms. Sok immediately bought in for

\$1,300. Ms. Sok bet her entire \$1,300 on the first hand she bet. During the next ten hands, all using the stacked cards, Ms. Sok correctly bet nine times. A total of \$23,100 was lost to Ms. Sok, in violation of RCW 9.46.1961. In addition, Ms. Sok's activities demonstrate that she poses a threat to the effective regulation of gambling. Ms. Sok has failed to establish by clear and convincing evidence that she is qualified, as required by RCW 9.46.153(1). As a result, there are grounds to revoke Wiasana Sok's license and certification based on the Snoqualmie Tribal/State Compact, RCW 9.46.075(1), (8), and (10), and WAC 230-03-085(1) and (8).

IV.

Wiasana Sok acknowledges that she received and read the Summary Suspension in this case, and understands the facts and violations alleged in it. The licensee denies the facts and alleged violations specified above in section III. However, the licensee agrees that if the Gambling Commission was able to establish the alleged facts in the case at issue, there would be sufficient evidence of the alleged violations as stated in the Summary Suspension.

Ms. Sok has waived her right to a hearing based on the terms and conditions of this Settlement Order and further agrees to the following:

- 1) Wiasana Sok shall surrender her Card Room Employee license and Class III Certification, effective April 18, 2014. After that date, she will not be authorized to conduct Card Room Employee or Class III Employee activity.
- 2) In the event Wiasana Sok applies for certification or a gambling license, she will be subject to all the Commission's investigative procedures for processing such application. Furthermore, no promises or assurances have been made to Wiasana Sok that she will receive a license or certification from the Commission should she apply.
- 3) Wiasana Sok shall have no involvement whether paid or unpaid, in the ownership, operation, or financing of any activity regulated by the Washington State Gambling Commission. This does not prevent Ms. Sok from working in non-gambling-related employment at an establishment engaged in authorized gambling activities.

III

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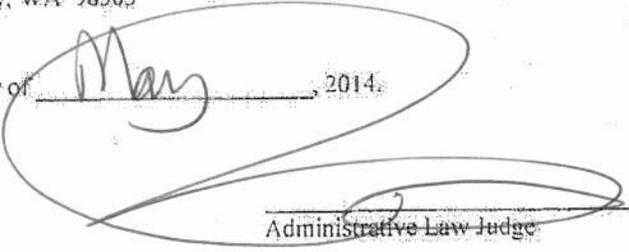
4) The signed Settlement Order must be received by Commission staff by April 18, 2014, and mailed to Commission Headquarters at the following address:

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 14th day of May, 2014.


Administrative Law Judge

By her signature, the licensee understands and accepts the terms and conditions of this Order.

APPROVED FOR ENTRY:


Wiasana Sok,
Licensee/Certified Employee

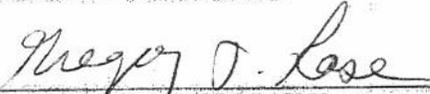
5-14-14
(Date)


Michael O. Ewetuga, WSBA #37596 (Date)
Attorney Representing Wiasana Sok


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

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APPROVED AS TO FORM:


Gregory J. Rose, WSBA# 15870
Assistant Attorney General,
Representing the Washington State
Gambling Commission

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