

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Revocation of the License to ) NO. CR 2013-01679  
Conduct Gambling Activities of )

Jennifer Su )  
Kent, Washington, ) **SETTLEMENT ORDER**  
Licensee. )

I.  
This Settlement Order is entered into between the Washington State Gambling Commission and Jennifer Su. Gregory Rosen, Assistant Attorney General, and Melinda Froud, Staff Attorney, represent the Gambling Commission. Terrence Wong, Attorney, represents Ms. Su.

II.

The Washington State Gambling Commission issued Jennifer Su the following license: Number 68-11370, authorizing Card Room Employee activity formerly with Macau Casino in Tacoma and Roman Casino in Seattle and currently with Chips Casino and Palace Casino in Lakewood.

The license expires on January 22, 2015, and was issued subject to Ms. Su's compliance with state gambling laws and rules.

III.

David Trujillo, Director, issued a Notice of Administrative Charges and Opportunity for an Adjudicative Proceeding to the licensee on November 20, 2013. On November 27, 2013, Commission staff received the licensee's request for a hearing. On December 30, 2013, an Amended Notice of Administrative Charges was issued to the licensee.

IV.

**SUMMARY:**

Jennifer Su under-reported \$1,547 in tips from June 10, 2013 to June 23, 2013. In 2010, Ms. Su received administrative charges in 2010 for cheating and theft in connection with playing Progressive Fortune Pai Gow. In 2012, she received a warning letter for violating card game rules, causing another person to violate card game rules, and exceeding the wager limits.

W

W

**VIOLATIONS:**

**1) RCW 9.46.075 Denial, suspension, or revocation of license, 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 certified employee, or any person with any interest therein:

(The following subsection applies.)

(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;

**2) 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, certified employee, or anyone holding a substantial interest in the applicant's or certified employee'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.

(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.

**3) WAC 230-15-425 Internal controls**

(The following subsection applies.)

(2) Licensed card room employees must follow the internal control procedures for their individual functions.

**4) WAC 230-15-475 Tips from players and patrons to card room employees**

(The following subsection applies.)

(6) Employees must: (d) accurately report all tips to their employer as described in the licensee's internal controls.

///

5) RCW 9.46.153 Applicants and licensees — Responsibilities and duties — Waiver of Liability — Investigation statement as privileged.  
(The following subsection applies.)

(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.

Ms. Su has failed to establish by clear and convincing evidence, as required by RCW 9.46.153(1), that she is qualified to be licensed. Most recently, Ms. Su failed to comply with internal control procedures by not accurately reporting her tips, in violation of WAC 230-425 and WAC 230-15-475. Failure to comply with internal controls and accurately report tips establishes that the licensee 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 a result of Ms. Su's repeated violations, there are grounds to revoke Jennifer Su's license based on RCW 9.46.075(1) and (8), and WAC 230-03-085(1), (3) and (8).

V.

Jennifer Su, licensee, acknowledges that she has received and read the Commission's Amended Notice of Administrative Charges in this case, and understands the facts and violations alleged in the Amended Notice. The licensee denies the facts and alleged violations specified above in section IV of this Settlement Order. 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 Amended Notice of Administrative Charges.

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

- 1) Jennifer Su shall surrender her Card Room Employee license, effective October 15, 2014. After that date, she will not be authorized to conduct Card Room Employee activity. **The signed Settlement Order must be received by Commission staff by August 11, 2014. The Card Room Employee license must be received by Commission staff on or before October 15, 2014.** These documents may be 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:

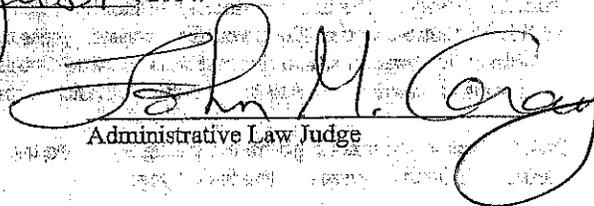
Washington State Gambling Commission  
Attention: Communications and Legal Division  
4565 7<sup>th</sup> Avenue SE; Fourth Floor  
Lacey, WA: 98503

2) In the event Jennifer Su subsequently 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 Jennifer Su that she will receive a license or certification from the Commission should she apply.

3) Jennifer Su 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. Su from working in non-gambling related employment at an establishment engaged in authorized gambling activities.

Based upon this Settlement Order, it is hereby ORDERED that the above-entitled matter is dismissed.

DATED this 27<sup>th</sup> day of August, 2014.

  
Administrative Law Judge

III  
III  
III  
III  
III  
III

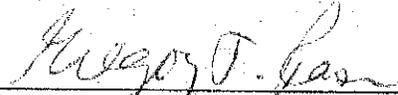
By her signature, the licensee understands and accepts the terms and conditions of this Order.

APPROVED FOR ENTRY:

  
\_\_\_\_\_  
Jennifer Su,  
Licensee

8/23/14  
(Date)

APPROVED AS TO FORM:

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

  
\_\_\_\_\_  
Terrence Wong, WSBA # 24502 (Date)  
Attorney Representing Jennifer Su

8-23-14

 for melinda Froud  
\_\_\_\_\_  
Melinda Froud, WSBA# 26792 #28760  
Staff Attorney,  
Washington State Gambling Commission