

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Suspension or Revocation of the  
License to Conduct Gambling Activities of: )  
 )  
Chorak's Sportsman's Inn )  
Vashon, Washington )  
 )  
Licensee. )  
\_\_\_\_\_ )

NO. CR 2014-00353

**NOTICE OF ADMINISTRATIVE  
CHARGES AND OPPORTUNITY  
FOR AN ADJUDICATIVE  
PROCEEDING**

I.

The Washington State Gambling Commission issued Chorak's Sportsman's Inn (Chorak's), Organization Number 00-14400, the following license:

Number 05-08045, authorizing Class "C" Punchboard/Pull-Tab activity.

The license expires on March 31, 2014, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

David Trujillo, Director of the Washington State Gambling Commission, charges the licensee with the following violations of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

**SUMMARY:**

In a settlement Order to resolve a prior violation, Chorak's agreed to serve a suspension from February 10, 2014 through March 11, 2014. However, the licensee was operating pull-tabs during a compliance inspection on February 20, 2014.

**FACTS:**

1) On February 4, 2014, Peter Chorak, owner of Chorak's, signed a Settlement Order to resolve a prior violation, a previous case agreeing to a 30-day suspension between the dates of February 10, 2014, and March 11, 2014. During the suspension period, the licensee agreed to suspend all gambling activities on its premises. According to the Settlement, the licensee was authorized to resume gambling activities at 8:00 a.m. on March 12, 2014.

2) On February 20, 2014, during a compliance check a Gambling Commission Special Agent (agent) observed eleven pull-tab games in play at Chorak's, in violation of the agreed Settlement



Order. The agent asked the Manager, Dorothe Frey, if she knew about the suspension of gambling activity. The Manager stated that the owner was out of town for the week and did not inform her of any suspension.

3) Therefore, grounds exist to suspend or revoke Chorak's license. There are also grounds to impose up to eight days deferred from the February 2014 Settlement Order, in addition to the original suspension period that was not served.

**VIOLATIONS:**

**1) 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: (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.

**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, 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.

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

By operating gaming activities during with their suspension period Chorak's demonstrated willful disregard for complying with terms of the February 2014 Settlement Order. Therefore, grounds exist to suspend or revoke Chorak's license under RCW 9.46.075(1) and WAC 230-03-085(1) and (3).

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III.

Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

The licensee will have the opportunity to have a hearing on the alleged violations.

**In order to have a hearing or discuss settlement options**, the enclosed request for hearing must be completed and returned to the Gambling Commission **within 23 days** from the date of the mailing of this notice.

Based on RCW 34.05.440, failure to return a request for hearing will result in the entry of a default order **SUSPENDING YOU LICENSE FOR 30 DAYS**.

IV.

I have read this Notice of Administrative Charges and Opportunity for an Adjudicative Proceeding, know the contents of it, believe it to be true, and have executed this Notice in my capacity as Director of the Washington State Gambling Commission.

Dated March 19, 2014

  
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DAVID TRUJILLO, DIRECTOR

STATE OF WASHINGTON )  
  )  
COUNTY OF THURSTON )

I certify I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy, property addressed with postage prepaid, by regular and certified mail to each party to the proceeding or his or her attorney or authorized agent.

Dated at Olympia, Washington this 21 day of March, 2014.  
