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MAY 21 2014

Gambling Commission
Comm. & Legal Division

STATE OF WASHINGTON
GAMBLING COMMISSION

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MAY 16 2014

Gambling Commission
Comm. & Legal Division

In the Matter of the Suspension or Revocation of) NO. CR 2014-00353
the License to Conduct Gambling Activities of:)

Chorak's Sportsman's Inn) **SETTLEMENT ORDER**
Vashon, Washington,)

Licensee.)

The Washington State Gambling Commission and Chorak's Sportsman's Inn have agreed to this Settlement Order to resolve the administrative charges issued against the licensee. Gregory J. Rosen, Assistant Attorney General, and Melinda Froud, Staff Attorney, represent the Commission. Peter Chorak, owner, represents the licensee.

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, 2015, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

In the above-entitled case, the Gambling Commission issued a Notice of Administrative Charges and Opportunity for an Adjudicative Hearing on March 21, 2014, seeking the suspension or revocation of Chorak's gambling license. On April 2, 2014, staff received the licensee's request for a hearing. The following summary of facts and violations were alleged in the Notice of Administrative Charges:

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.

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, which it signed through its owner, Peter Chorak. The Settlement required the licensee to suspend all gambling activities between 8:00 a.m. February 10, 2014, and 8:00 a.m. on March 12, 2014. The licensee, however, was still operating pull-tabs on February 20, 2014, when an agent made a compliance check. By violating the Settlement Order, the licensee demonstrated willful disregard for complying with administrative rules. Therefore, grounds exist to suspend or revoke Chorak's license under RCW 9.46.075(1) and WAC 230-03-085(1) and (3).

III.

The licensee acknowledges reviewing and understanding the facts and violations contained in the Notice of Administrative Charges issued in this case. Commission staff received Chorak's request for a hearing on April 2, 2014; however, the licensee has waived its right to a hearing, based on the terms and conditions of this Settlement Order.

The licensee further agrees to the following terms and sanctions:

1) Chorak's Sportsman's Inn gambling license is hereby suspended for a period of **seven (7) days**.

2) The licensee shall serve **the eleven (11) days** imposed in the February 18, 2014, Settlement Order which have not yet been served.

3) The licensee shall also serve the eight (8) day suspension that was deferred in the February 18, 2014, Settlement Order.

4) **The licensee has agreed to serve a total of twenty-six (26) days of suspension beginning at 8:00 a.m. on May 26, 2014, and ending at 8:00 a.m. on June 21, 2014.** During the suspension, no gambling activities may be conducted, and all games, including pull-tabs and flares, shall be removed from public view.

5) **The signed Settlement Order must be received by Commission staff on or before May 16, 2014,** and mailed to Commission Headquarters at the following address:

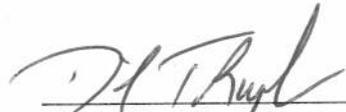
Washington State Gambling Commission
Communications and Legal Division - Fines
P.O. Box 42400
Olympia, WA 98504-2400

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

Washington State Gambling Commission
Communications and Legal Division
4565 7th Avenue SE;
Third Floor Reception
Lacey, Washington

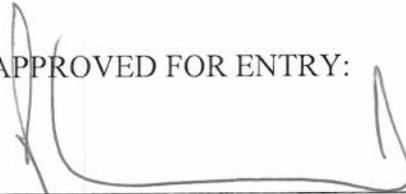
6) If no violations occur within the one (1) year period, this matter will be deemed closed.

DATED this 23 day of May, 2014.



David Trujillo, Director

APPROVED FOR ENTRY:



Peter Chorak, Owner
Chorak's Sportsman's Inn
(Date) 5-13-14

APPROVED AS TO FORM:



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



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