

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension or Revocation of)
the License to Conduct Gambling Activities of:)
Happy Days Casino and Restaurant)
Lakewood, Washington)
Licensee.)
_____)

No. CR 2010-00935

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

I.

The Washington State Gambling Commission issued Happy Days Casino and Restaurant, organization number 00-21837, license number 67-00280, authorizing Class "14" House-Banked Card Room activity. The license expires on February 28, 2011, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

Rick Day, 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:

The licensee's financial statements were due on April 30, 2010. The licensee requested and was granted a 60-day extension of the deadline. Therefore, the financial statements were due on June 30, 2010. However, the licensee has failed to submit its financial statements, in violation of WAC 230-15-740.

Therefore, grounds exist to suspend or revoke Happy Days Casino and Restaurant's license under RCW 9.46.075(1) and WAC 230-03-085(1) and (7).

RCW 9.46.075(1) Denying, suspending, or revoking an application, license

The Commission may suspend or revoke any license 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 licensee, or any person with any interest therein 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.

WAC 230-03-085 Denying, suspending, or revoking an application, license or permit.

We may 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.

(7) Fails to provide us with any information required under Commission rules within the time required, or, if the rule establishes no time limit, within thirty days after receiving a written request from us.

WAC 230-15-740 Preparing financial statements

Filing with the Commission.

(The following subsections apply.)

(2) House-banked card game licensees must submit financial statements covering all financial activities of the licensees' business premises for each business year within one hundred twenty days following the end of their business year.

(3) We may authorize a sixty-day extension if a licensee submits a written request explaining the need for the extension.

III.

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

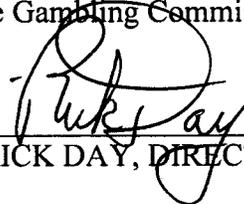
The licensee will have the opportunity to have a hearing on the alleged violations. **In order to have a hearing or discuss settlement options**, the enclosed request for hearing must be completed and returned to the Gambling Commission **within 23 days** from the date of the mailing of this notice.

Based on RCW 34.05.440, failure to return a request for hearing will result in the entry of a default order REVOKING your licenses.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

Rick Day, being duly sworn on oath, says: That he has read this Notice of Administrative Charges and Opportunity for An Adjudicative Proceeding, knows the contents of it, believes it to be true, that he is the Director of the Washington State Gambling Commission, and in that capacity has executed said Notice.

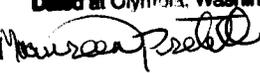
STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)



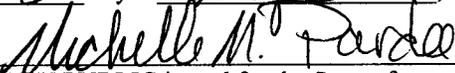
RICK DAY, DIRECTOR

I hereby certify that I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy thereof, properly 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 30th day of August, 2010


Communications and Legal Department
Washington State Gambling Commission

SUBSCRIBED AND SWORN TO before me this 30 day of August, 2010.



NOTARY PUBLIC in and for the State of
Washington residing at Lacey
My Commission expires June 16, 2013



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