

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension of the Licenses to)
Conduct Gambling Activities of:) No. CR 2010-00505
)
Joker's Casino Sports Bar and Fiesta Card Room)
Richland, Washington,)
) **NOTICE OF ADMINISTRATIVE**
) **CHARGES AND OPPORTUNITY**
) **FOR AN ADJUDICATIVE**
Licensee.) **PROCEEDING**
_____)

I.

The Washington State Gambling Commission issued Joker's Casino and Sports Bar and Fiesta Card Room (Joker's Casino), organization number 00-15224, the following licenses:

- Number 67-00006, Authorizing Class "9" House-Banked Card Room Activity.
- Number 05-08474, Authorizing Class "C" Punchboard/Pull-Tab Activity.
- Number 53-01237, Authorizing Commercial Amusement Game Activity

The licenses expire on December 31, 2010, and were 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 violation of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

- 1) On April 24, 2010, the licensee allowed a person under the age of eighteen (a minor) to gamble in its card room, violating WAC 230-06-010.
- 2) The licensee failed to ensure that employees follow its system of internal controls¹ when a security guard on duty allowed a person under the age of eighteen to enter Joker's Casino, violating WAC 230-15-425.
- 3) The licensee was previously issued a NOVAS² on November 14, 2009, for allowing a minor to gamble. Grounds exist to suspend Joker's Casino's licenses under RCW 9.46.075(1) and WAC 230-03-085(1) and (3).

RCW 9.46.075 Denying, Suspending or revoking a license or permit

The Commission may 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 licensee, or any person with any interest therein:

¹ The licensee's internal controls state, in part, "The security person will instruct those that are not at least 18 to leave the casino."

² NOVAS – A Notice of Violation and Settlement identifies the violation and gives the licensee the opportunity to pay a fine to settle the matter.

(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.

WAC 230-03-085 Denying, Suspending or revoking a license or permit

We may suspend or revoke any license or permit, when the licensee or anyone holding a substantial interest in the 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.

WAC 230-06-010 Age restriction for players

No person must allow anyone under the age of eighteen to participate in gambling activities except: (1) To play in licensed bingo games when accompanied by an adult member of his or her immediate family or a guardian, who is at least eighteen years old; or (2) To play bingo at agricultural fairs or school carnivals; or (3) To play amusement games; or (4) To sell raffle tickets for a charitable or nonprofit organization.

WAC 230-15-425 Internal controls

(1) House-banked card game licensees must:

- (a) Adopt internal controls in the format we require; and
- (b) Ensure that all games are closely controlled and operated in accordance with gambling laws, our rules, and the house-banked card game licensee's internal controls (ICs); and
- (c) Follow all ICs at all times; and
- (d) Have all ICs available to us at all times at the licensed business premises; and
- (e) Have the ICs available to card room employees for their individual functions; and
- (f) Ensure that card room employees are knowledgeable in all accounting and internal control procedures for their individual functions and ensure that employees follow the ICs.

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

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III.

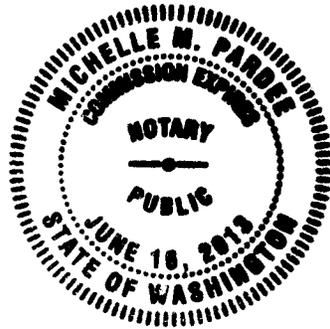
Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230. The licensee will have the opportunity to have a hearing on the alleged violations.

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 your licenses for 15 days.

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.



Rick Day

RICK DAY, DIRECTOR

SUBSCRIBED AND SWORN TO before me
this 9th day of June, 2010.
Michelle M. Pardee

NOTARY PUBLIC in and for the State of
Washington residing at LACEY
My commission expires on June 16, 2013

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

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 10th day of June, 2010

Maurleen Prebble

Communications and Legal Department
Washington State Gambling Commission