

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Suspension of the License ) NO. CR 2015-01068  
to Conduct Gambling Activities of: )  
)  
Eric V. Bowman ) **FINDINGS, CONCLUSIONS,**  
Wenatchee, Washington, ) **DECISION, AND FINAL**  
) **ORDER IN DEFAULT**  
)  
Licensee. )

THE MATTER of the suspension of the license to conduct gambling activities of Eric V. Bowman, having come before the Commission on September 11, 2015, the Commission makes the following Findings of Fact, Conclusions of Law, and issues the following Decision and Order:

**FINDINGS OF FACT**

I.

The Washington State Gambling Commission issued Eric V. Bowman license number 68-32577, authorizing Card Room Employee activity, formerly with the Buzz Inn Casino in East Wenatchee.

The Commission issued this license, which expires on October 15, 2015, subject to the licensee's compliance with state gambling laws and Commission rules.

II.

On July 27, 2015, Director David Trujillo issued administrative charges to Eric V. Bowman by certified and regular mail. The administrative charges notified Mr. Bowman that failure to respond would result in the entry of a default order revoking his license. Mr. Bowman did not request a hearing. Pursuant to RCW 34.05.440, this final order is entered in default.

III.

**SUMMARY:**

On May 15, 2015, Eric Bowman allowed two minors to gamble and failed to pay the fine for a Notice of Violation and Settlement (NOVAS<sup>1</sup>).

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<sup>1</sup> NOVAS –A Notice of Violation and Settlement identifies the violation and gives the licensee the opportunity to pay a fine to settle the matter.

## FACTS:

- 1) On May 15, 2015, Washington State Gambling Commission Special Agents (agents) conducted underage compliance check at the Buzz Inn Casino located in East Wenatchee. The agents instructed two 17 year old minor operatives to enter the card room and attempt to gamble. Both minors were allowed to buy-in and gamble.
- 2) Both minors were stopped by Mr. Bowman, security, before entering the card room. Mr. Bowman checked their Washington State Intermediate Driver's License and allowed them to enter the card room.
- 3) Mr. Bowman was the primary licensed employee responsible for allowing the two minors to gamble. On May 15, 2015, Mr. Bowman was issued a NOVAS.
- 4) On June 11, 2015, the agent was notified that Mr. Bowman did not pay his fine. On June 12, 2015, the agent contacted Mr. Bowman and asked him if he intended to pay the fine. Mr. Bowman said he currently has no money to pay the fine. Mr. Bowman stated he lost his job with Buzz Inn Casino and has no way of paying his fine. The agent verified Buzz Inn had terminated Mr. Bowman and he is no longer linked to a licensed organization.

## 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.

### **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.

(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 230-06-010 Age restrictions for players.**

(The following subsection applies.)

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:

(a) "Immediate family" means only the spouse, parents, or grandparents of an individual; and

(b) "Guardian" means only a court-appointed, legal guardian of an individual; 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 that:

(a) Has development of youth as a primary purpose; and

(b) Has at least three members or advisors who are at least eighteen years old and who supervise the operation of the raffle; and

(c) Has an adult member or advisor designated as the manager for the raffle.

Eric Bowman allowed two minors to gamble in violation of WAC 230-06-010 and failed to pay a NOVAS. As a result, 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 based on his activities. Therefore, there are grounds to suspend or revoke Eric Bowman's license based on his prior violations of RCW 9.46.075(1), and WAC 230-03-085(1) and (8).

IV.

**CONCLUSIONS OF LAW**

The circumstances specified in the Findings of Facts in section III above constitute grounds for a 30-day suspension of Eric V. Bowman's license to conduct gambling activities under the authority of the RCW 9.46.075 and WAC 230-03-085.

**DECISION AND ORDER**

The Washington State Gambling Commission HEREBY ORDERS: Eric V. Bowman's license to conduct gambling activities is SUSPENDED for 30 days.

DATED this 11<sup>th</sup> day of September, 2015.

  
CHRISTOPHER STEARNS, CHAIR

  
BUD SIZEMORE, VICE-CHAIR

  
KELSEY GRAY, Ph.D.

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JULIA PATTERSON

  
ED TROYER

PRESENTED BY:

  
Amy B. Hunter, WSBA# 23773  
Deputy Director  
Washington State Gambling Commission

**NOTICE:** RCW 34.05.440(3) provides that within seven (7) days after service of a default order the party against whom it was entered may file a written motion requesting that the order be vacated and stating the grounds relied upon.

**NOTICE:** Petition for Judicial Review

You have the right to appeal this Final Order to Superior Court, pursuant to the Petition for Judicial Review provisions of RCW 34.05.542. Any Petition for Judicial Review of this Final Order must be filed with the court and served upon both the Commission and the Office of the Attorney General within thirty-days (30) after the date this Final Order is served upon you.

WAC 230-17-040(3) requires that motions be served on the parties listed below:

Washington State Gambling Commission  
Legal & Records Unit  
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