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STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of:

NO. CR 2016-00140

CALEB M. CARTER
License No. 69-11648,

STIPULATED SETTLEMENT
AGREEMENT

Class III Employee.

The Washington State Gambling Commission represented by its attorneys, ROBERT W. FERGUSON, Attorney General, GREG ROSEN, Assistant Attorney General, and its Director, DAVE TRUJILLO, and the Class III Certificate holder, CALEB CARTER, represented by attorney ARTHUR MORA, hereby enter into this stipulation and settlement agreement for Case Number CR 2016-00140.

I. INTRODUCTION

In the above-referenced case, the Washington State Gambling Commission issued a First Amended Notice of Administrative Charges dated August 4, 2016, alleging that Mr. Carter's actions as Information Technology Manager at the Yakama Nation's Legend's Casino and the Tribe's suspension and revocation of Mr. Carter's tribal gaming license warranted revocation of his Class III certification, License Number 69-11648, under RCW 9.46.153(1); RCW 9.46.075(1), (8), and (10); WAC 230-03-085(1), (7) and (8); WAC 230-06-090; and Section V C(1) and (3) of the Yakama Nation-State Gaming Compact.

II. AGREEMENT OF THE PARTIES

The Gambling Commission and the Licensee agree to the following:

1 1. The Washington State Gambling Commission and the Licensee enter into this
2 agreement to avoid the time and expense of further litigation.

3 2. The Licensee explicitly waives the right of further administrative review of all
4 matters related to the above-referenced Administrative Charges. The Licensee hereby
5 voluntarily withdraws its request for a hearing on this matter.

6 3. The Licensee disputes the truth of the allegations contained in the Complaint.
7 However, in order to take advantage of the Washington State Gambling Commission's offer of
8 settlement, the Licensee agrees that, were this matter to proceed to hearing, there is a
9 substantial likelihood that the Washington State Gambling Commission would be able to prove
10 that it had the authority to revoke the licensee's Class III certification under RCW 9.46.153(1);
11 RCW 9.46.075(1), (8), and (10); WAC 230-03-085(1), (7) and (8); WAC 230-06-090; and/or
12 Section V C(1) and (3) of the Yakama Nation-State Gaming Compact.

13 4. The parties agree that the Washington State Gambling Commission will
14 consider that the violation set forth in the Administrative Charges, as specified in this
15 paragraph, was meritorious and will become a part of the Licensee's licensing record.

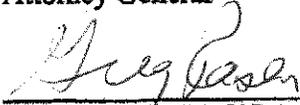
16 5. Pursuant to this settlement, the Licensee agrees to the dismissal with prejudice
17 of his administrative case and he will surrender his Class III certification effective the date the
18 Licensee signs this settlement agreement. Upon signing this settlement agreement, the parties
19 agree that the Licensee is not authorized to engage in any Class III gambling activities.

20 6. In the event the Licensee subsequently applies for certification or a gambling
21 license, he will be subject to all the Washington State Gambling Commission's investigative
22 procedures for processing such application. Furthermore, no promises or assurances have been
23 made to the Licensee that he will receive a license or certification from the Washington State
24 Gambling Commission should he apply.

1 7. The Licensee agrees that he shall have no involvement whether paid or unpaid,
2 in the ownership, operation, or financing of any activity regulated by the Washington State
3 Gambling Commission. This does not prevent the Licensee from working in non-gambling
4 related employment at an establishment engaged in authorized gambling activities or in Class
5 II tribal gaming activities.

6 8. This agreement constitutes the final written expression of all the terms of this
7 agreement and is a complete and exclusive statement of these terms.
8

9 ROBERT W. FERGUSON
10 Attorney General

11 
12 _____
13 GREG ROSEN, WSBA #15870
14 Assistant Attorney General
15 Attorneys for Washington State
16 Gambling Commission

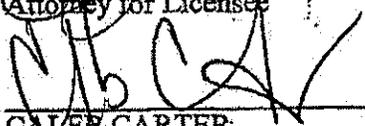
17 10/13/16
18 _____
19 DATE

20 
21 _____
22 DAVID TRUJILLO
23 Director
24 Washington State Gambling
25 Commission

26 10/12/2016
27 _____
28 DATE

29 
30 _____
31 ARTHUR MORA, WSBA #33655
32 Attorney for Licensee

33 10/05/16
34 _____
35 DATE

36 
37 _____
38 CALEB CARTER
39 Licensee

40 10/05/16
41 _____
42 DATE

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STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of:

NO. CR 2016-00140

CALEB M. CARTER
License No. 69-11648,

STIPULATION AND ORDER FOR
DISMISSAL

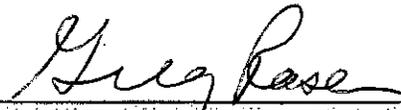
Class III Employee.

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between the Class III Certificate holder, CALEB CARTER, appearing by and through his attorney ARTHUR MORA, and WASHINGTON STATE GAMBLING COMMISSION, by and through its attorneys of record, ROBERT W. FERGUSON, Attorney General, GREG ROSEN, Assistant Attorney General, and its Director, DAVE TRUJILLO, that the parties in this case seek dismissal of this administrative case, with prejudice, in accordance with the Settlement Agreement entered in the above-entitled action.

DATED this 11 day of ~~August~~ October, 2016.

DATED this 11 day of ~~August~~ October, 2016.



GREG ROSEN, WSBA #15870
Assistant Attorney General
Attorneys for Washington State Gambling
Commission

ARTHUR MORA, WSBA #33655
Attorney for Licensee

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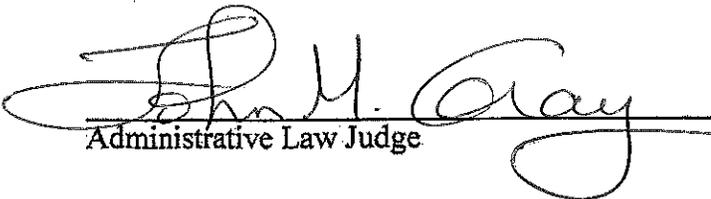
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ORDER

THIS MATTER having come before the Office of Administrative Hearings on the stipulation of the parties, and requesting a dismissal, with prejudice, of this administrative case, the Licensee and Washington State Gambling Commission having come to an agreement settlement, and the Office of Administrative Hearings having been advised fully advised, now, therefore,

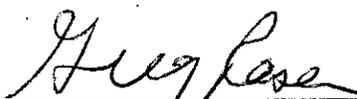
IT IS HEREBY ORDERED, that the above-referenced administrative case is hereby dismissed with prejudice.

DATED this 21 day of October, 2016.

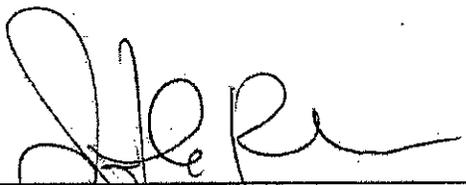

Administrative Law Judge

Presented by:

ROBERT W. FREGUSON
Attorney General


GREG ROSEN, WSBA #15870
Assistant Attorney General
Attorneys for Washington State
Gambling Commission

Approved as to Form


ARTHUR MORA, WSBA #33655
Attorney for Class III Certificate Holder