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5 **STATE OF WASHINGTON**
6 **GAMBLING COMMISSION**

7 In the Matter of:

NOS. CR 2016-00591
CR 2016-01078
CR 2016-02099

8 **THE ROYAL CLUB, LLC D/B/A**
9 **ROMAN CASINO**

10 License Nos. 67-00057
05-09639

11 **SETTLEMENT AGREEMENT**

12 Licensee.

13 The Washington State Gambling Commission (Gambling Commission) through David
14 Trujillo, Director, and Licensee The Royal Club, LLC d/b/a Roman Casino, through its attorney
15 Dave Malone, enter into this stipulation and settlement agreement for Case Numbers 2016-
16 00591, 2016-01078, and 2016-02099.

17 **I. INTRODUCTION**

18 1. The Washington State Gambling Commission (Commission) issued Licensee
19 The Royal Club, LLC d/b/a Roman Casino, gambling licenses, License Nos. 67-00057,
20 authorizing House Banked Card Room Activity, and 05-09639, authorizing Punchboards/Pull-
21 Tabs in the State of Washington. These licenses expire on March 31, 2018.

22 2. On July 26, 2017, the Commission issued administrative charges against the
23 Licensee in the above-reference case numbers.

24 3. In Case Number CR 2016-00591, the Commission alleges that between May
25 2014 and May 2016, the Licensee failed to give all players an equal opportunity to participate in

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1

IN RE: THE ROYAL CLUB, LLC D/B/A
ROMAN CASINO
NOS. CR 2016-00591
CR 2016-01078
CR 2016-02099

Washington State Gambling Commission
1365 7th Avenue S.E. Lacey, WA 98503
P.O. Box 42400
Olympia, WA 98504

1 a promotion and failed to display all rules or restrictions of the promotion clearly in the gambling
2 area, and failed to keep and maintain all card game records in the format required in violation of
3 WAC 230-06-030, WAC 230-15-725, WAC 230-03-085(1) and (8), and RCW 9.46.075 (1) and
4 (8).

5 4. In Case Number CR 2016-01078, the Commission alleges that between June 24
6 and 26, 2016, the Licensee failed to operate Mini Baccarat as described in the Commission
7 approved game rules in at least 120 hands by allowing more than nine players in a game, and
8 allowing combined wagers and passing of chips in violation of WAC 230-15-040(4), WAC 230-
9 15-055, WAC 230-03-085(1) and (8), and RCW 9.46.075(1) and (8).

10 5. In Case Number CR 2016-02099, the Commission alleges that in July, 2016, the
11 Licensee omitted a player's name on the Licensee's Non-Sufficient Funds Check List, and
12 extended credit to the player by accepting a check from the player who owed Licensee \$25,000
13 from three previous returned checks in violation of WAC 230-06-005(2)(b) and (3), WAC 230-
14 06-035(1), WAC 230-03-085(1), (3), and (8), WAC 230-15-155(2)(a), and (b), and RCW
15 9.46.075(1) and (2).

16 6. The Commission and Licensee wish to enter into a settlement agreement to
17 resolve the administrative charges in the above-referenced case numbers.

18 II. SETTLEMENT AGREEMENT

19 1. The parties enter into this agreement to avoid the time and expense of further
20 litigation.

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

24 3. The Licensee does not admit to the facts or violations alleged in the administrative
25 charges. However, the Licensee agrees that there would be sufficient evidence for a trier of fact to

26 SETTLEMENT AGREEMENT

2

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CR 2016-01078
CR 2016-02099

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1 conclude that the Licensee committed the alleged violations if the facts in the administrative
2 charges were proven at a hearing.

3 4. The parties agree that the Commission will consider that the violations set forth
4 in the administrative charges, as specified in the above paragraph, have been sustained and will
5 become a part of the Licensee's administrative violation history.

6 5. The parties agree that the Commission would have the authority to impose a
7 thirty-day (30) suspension for each the above three violations for a total of ninety (90) days
8 suspension.

9 6. The Parties agree that pursuant to RCW 9.46.077 the Commission can vacate an
10 order of suspension for thirty (30) days or less per violation upon payment of a monetary penalty
11 set by the Commission.

12 7. Pursuant to this settlement and RCW 9.46.077, the parties agree the Commission
13 will vacate a total of sixty (60) days of suspension as follows:

- 14 a. Thirty (30) days with twenty-five (25) days vacated in CR 2016-00591;
15 b. Thirty (30) days with twenty (20) days vacated in CR 2016-02099; and
16 c. Thirty (30) days with fifteen (15) days vacated in CR 2016-01078.

17 8. The Licensee agrees to pay the following monetary penalty and investigative and
18 administrative costs for the above vacated sixty (60) days suspension:

19 9. The Licensee agrees to pay the following monetary penalty and investigative and
20 administrative costs for the above vacated sixty (60) days suspension:

- 21 a. \$230,000.00 monetary penalty;
22 b. \$70,000 for investigative and administrative costs incurred by the Commission.

23 10. The Commission agrees:

- 24 a. the Licensee can pay the \$300,000 for the monetary penalty and investigative and
25 administrative costs in in two equal payments:

26 SETTLEMENT AGREEMENT

3

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i. \$150,000.00 paid on or before March 30, 2018

ii. \$150,000.00 paid on or before April 30, 2018

b. These installment payments shall be sent to:

Mail:
Washington State Gambling Commission
P.O. Box 42400
Olympia, WA 98504

or

In-person delivery:
Washington State Gambling Commission
4565 7th Avenue S.E.
Lacey, WA 98503

11. In the event that the Licensee does not make full and timely payments of the monetary penalty as required in Section II. Paragraph 10, then the Licensee shall serve the vacated 60 suspension days, the dates and time of which shall be set by the Commission.

12. The parties agree that the remaining thirty (30) days of the suspension—five (5) days in Case Number CR 2016-00591; ten (10) days in Case number CR 2016-02099; fifteen (15) days in Case Number CR 2016-01078--will be deferred for one (1) year beginning the date of the last signature on this agreement.

13. The parties agree that a meeting between Licensee and the Gambling Commission Director, and Commission staff to be determined at the discretion of the Director, shall be scheduled within sixty (60) days of the signing of this agreement.

14. Licensee agrees that it will not commit any further administrative violations during the one (1) year deferment period.

15. If the Licensee violates any statutes or rules that warrant the filing of administrative charges, upon issuance of administrative final order resolving any new administrative charges, the Director may impose any or all of the remaining thirty (30) days

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1 deferred suspension—dates and times to be set by the Gambling Commission, on its gambling
2 licenses and any subsequently acquired gambling licenses.

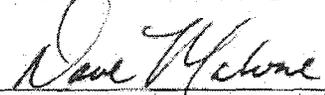
3 16. The parties agree that the Director of the Washington State Gambling
4 Commission, pursuant to this Settlement, has sole discretion to determine whether the Licensee
5 has violated any term of this Settlement.

6 17. In the event the Director determines a violation of this settlement agreement has
7 occurred, the parties agree that the Director may suspend the license(s) issued to THE ROYAL
8 CLUB, LLC, d/b/a ROMAN CASINO, by mailing or delivering a notice of the suspension and/or
9 monetary penalty to Licensee.

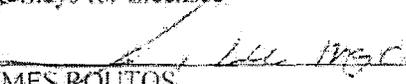
10 18. This Agreement constitutes the final written expression of all the terms of this
11 Agreement and is a complete and exclusive statement of these terms.

12 19. The undersigned parties declare that the terms of this Agreement are completely
13 read, wholly understood, and voluntarily accepted for the purpose of making a full and final
14 compromise and settlement of any and all violations arising from cases CR 20111666-00591,
15 CR 2016-01078, and CR 2016-02099.

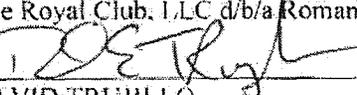
16 MILLER MALONE & TELLFSON

17 
18 _____
19 FRANK L. MILLER, WSBA #12051
20 DAVE MALONE, WSBA #23435
21 Attorneys for Licensee

FEB 8, 2018
DATE

22 
23 _____
24 JAMES ROUTOS
25 Owner
26 The Royal Club, LLC d/b/a Roman Casino

2/4/18
DATE

27 
28 _____
29 DAVID TRUJILLO
30 Director
31 Washington State Gambling Commission

2/8/2018
DATE

32 SETTLEMENT AGREEMENT

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8 License Nos. 67-00057
9 05-09639.

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STIPULATION AND ORDER FOR
DISMISSAL

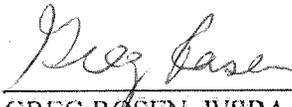
10 Licensee.

11 STIPULATION

12 IT IS HEREBY STIPULATED AND AGREED by and between the Licensee, THE
13 ROYAL CLUB, LLC D/B/A ROMAN CASINO, by and through its attorney, DAVE MALONE,
14 and WASHINGTON STATE GAMBLING COMMISSION, by and through its attorneys of
15 record, ROBERT W. FERGUSON, Attorney General, GREG ROSEN, Senior Counsel, and its
16 Director, DAVE TRUJILLO, that the parties in this case seek dismissal of this administrative
17 case, with prejudice, in accordance with the Settlement Agreement entered in the above-entitled
18 action.

19 DATED this 9 day of February, 2018.

DATED this 8th day of February, 2018.

20
21 

22 GREG ROSEN, WSBA #15870
23 Senior Counsel
24 Attorney for Washington State Gambling
25 Commission

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21 

22 DAVE MALONE, WSBA #23435
23 Attorney for Licensee

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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 fully advised, now, therefore,

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

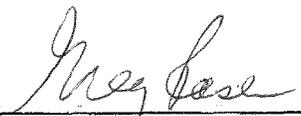
DATED this ____ day of _____, 2018.

Administrative Law Judge

Presented by:

Approved as to Form

ROBERT W. FREGUSON
Attorney General



GREG ROSEN, WSBA #15870
Senior Counsel
Attorney for Washington State
Gambling Commission



DAVE MALONE, WSBA #23435
Attorney for Licensee

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