



STATE OF WASHINGTON  
GAMBLING COMMISSION

*"Protect the Public by Ensuring that Gambling is Legal and Honest"*

July 13, 2017

ARTHUR D. FOWLER  
4606 GALLUP DR.  
OLYMPIA, WA 98513

**RE: ADMINISTRATIVE ACTION; CR 2016-01704**

Dear Mr. Fowler:

Enclosed is an Order of Default entered by the Commission on July 13, 2017, revoking your license/certification to conduct gambling activities. This action occurred because you did not timely respond by requesting a hearing to the administrative charges filed on April 3, 2017 against your gambling license/certification.

You have the right to move to vacate this Order. If you do so, we must receive your request by the 10<sup>th</sup> day after the Order was mailed. Your motion must include the specific grounds upon which relief is requested and must be submitted to:

Washington State Gambling Commission  
Attention: Legal & Records Division  
P.O. Box 42400  
Olympia, WA 98504-2400

You also have the right to submit a Petition for Judicial Review. If you do this, you must submit it within 30 days of the date the Order was mailed. RCW 34.05.514 explains where you must file this petition and RCW 34.05.546 explains what information your Petition must include.

This is not meant to be a full explanation of all the statutes and regulations you would need to understand to move to vacate or Petition for Judicial Review. Please call me at (800) 345-2529, extension 3475, with any questions.

Sincerely,

Haylee P. Mills, Staff Attorney  
Legal & Records Division

Enclosure



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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

6 In the Matter of:

NO. CR 2016-01704

7  
8 ARTHUR D. FOWLER,  
License No. 69-07767,

FINAL ORDER OF THE  
GAMBLING COMMISSION

9  
10 Licensee.

11 These matters having come before the Washington State Gambling Commission  
12 (Commission) on July 13, 2017 and the Commission makes the following Findings of Fact,  
13 Conclusions of Law, and issues its Final Order:

14 **I. FINDINGS OF FACT**

15 1. The Washington State Gambling Commission certified Arthur D. Fowler License  
16 number: 69-07767, authorizing Class III Employee activity at Little Creek Casino in Shelton,  
17 Washington.

18 2. Mr. Fowler's certification, which expires on September 20, 2017, was issued  
19 subject to the licensee's compliance with state gambling laws, Commission rules, and the  
20 Squaxin Island Tribe-State Gaming Compact.

21 3. On or about September 9, 2016, Mr. Fowler communicated via text message with  
22 what he believed to be the mother of children ages six, eleven, and twelve. The mother was  
23 actually an undercover law enforcement officer.

24 4. Mr. Fowler communicated a desire to engage in sexual acts with the children and  
25 took action to engage in sexual acts with these children by going to an address given by the  
26 undercover law enforcement officer.

1           5.       Mr. Fowler was arrested upon visiting the residence at the address provided by  
2 the undercover officer.

3           6.       On September 14, 2016, Mr. Fowler was charged with Attempted Rape of a  
4 Child, First Degree, under RCW 9A.28.020 and RCW 9A.44.073, a Class A Felony, in Thurston  
5 County Superior Court, Case Number 16-1-01574-34.

6           7.       Thurston County Superior Court set bail at \$50,000 in Case No. 16-1-01574-34.

7           8.       Director David Trujillo issued administrative charges on October 26, 2016  
8 alleging that Mr. Fowler could not show by clear and convincing evidence that he was qualified  
9 for licensure as required by RCW 9.46.153(1), and that his actions warranted revocation of his  
10 license pursuant to RCW 9.46.075(1), (8), and (9), and WAC 230-085(1), (3), and (8) and  
11 Sections V.C. and V.E. of the Squaxin Island-State Gambling Compact.

12          9.       Mr. Fowler was sent the charges by regular and certified mail on October 26,  
13 2016, to his last known address. The Commission received the returned regular mail on  
14 November 14, 2016 as "Return to Sender- Not Deliverable as Addressed- Unable to Forward."

15          10.      On December 27, 2016, the Commission received an application from Mr. Fowler  
16 requesting transfer of his license to a public card room. On the application, Mr. Fowler marked  
17 that he had not been charged with any crimes since his last application.

18          11.      On December 29, 2017, the Commission received notification from the public  
19 card room that they would not proceed with the application for Mr. Fowler.

20          12.      Director David Trujillo issued first amended administrative charges on April 3,  
21 2017, alleging that Mr. Fowler could not show by clear and convincing evidence that he was  
22 qualified for licensure as required by RCW 9.46.153(1), and that his actions warranted  
23 revocation of his license pursuant to RCW 9.46.075(1), (7), (8), and (9), and WAC 230-085(1),  
24 (3), and (8) and Sections V.C. and V.E. of the Squaxin Island-State Gambling Compact.

25          13.      The first amended charges and summary suspension were sent to Mr. Fowler to  
26 his last known address by regular and certified mail on April 3, 2017. The Commission received

1 the returned certified mail on April 28, 2017 as "Return to Sender, Unclaimed, Unable to  
2 Forward."

3 14. To date, the Commission has not received any response from Mr. Fowler.

4 **II. CONCLUSIONS OF LAW**

5 1. Mr. Arthur D. Fowler was sent proper notice of the April 3, 2017 amended  
6 charges via first class mail and certified mail on April 3, 2017 under RCW 34.05.434, RCW  
7 34.05.431, and WAC 10-08-130.

8 2. The Commission can take final action against Mr. Fowler's gambling license  
9 under Case Number CR 2016-01704 pursuant to RCW 9.46.075, RCW 34.05.440(1), RCW  
10 34.05.461, and WAC 230-03-085.

11 3. Mr. Fowler's license should be revoked under Case Number CR 2016-01704  
12 pursuant to RCW 9.46.153(1) and (3), RCW 9.46.075(1), (7), (8), and (9), and WAC 230-03-  
13 085(1), (3), and (8) and Sections V.C. and V.E.(1) of the Squaxin Island-State Gambling  
14 Compact.

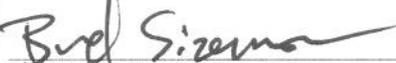
15 **ORDER**

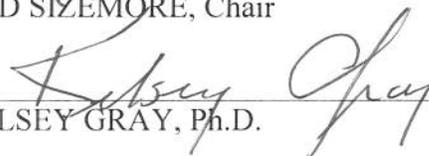
16 This matter having come before the Commission at its July 13, 2017, Commission  
17 meeting, the Commissioners having heard arguments, given the chance to review the  
18 administrative record, and being fully advised in this matter, now therefore:

19 It is hereby **ORDERED** that Arthur D. Fowler's gambling license, Number 69-07767, is

20 **REVOKED.**

21 DATED this 13 day of July, 2017.

22   
23 BUD SIZEMORE, Chair

24   
25 KELSEY GRAY, Ph.D.

26   
JULIA PATTERSON, Vice Chair  
  
CHRISTOPHER STEARNS

ED TROYER

FINAL ORDER OF THE  
GAMBLING COMMISSION

IN RE: ARTHUR D. FOWLER  
NO. 2016-01704

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2 **NOTICE**

3 Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a  
4 petition for reconsideration of a final order. A petition for reconsideration must be received no  
5 later than thirteen (13) days after the date this final order is mailed. Any motion for  
6 reconsideration must state the specific grounds supporting the party's request for  
7 reconsideration.

8 Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this  
9 Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final  
10 order. Any petition for a stay should be received by the Commission within thirteen (13) days  
11 after the date this final order is mailed.

12 Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by  
13 filing a petition for judicial review within thirty (30) days after service of this order. A petition  
14 for judicial review must be filed with the appropriate superior court and served upon both the  
15 Commission and the Office of the Attorney General.

16 Service: This Order was served on you three days after it was deposited in the United  
17 States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

18 Any motions or petitions for judicial review should be served on or mailed to:

19 Washington State Gambling Commission  
20 Legal and Records Division  
21 4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
22 P.O. Box 42400  
23 Olympia, WA 98504-2400

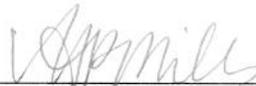
Gregory J. Rosen  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100

**CERTIFICATE OF SERVICE**

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

ARTHUR D. FOWLER  
4606 GALLUP DR.  
OLYMPIA, WA 98513

EXECUTED this 13 day of July, 2017, at Lacey, Washington.



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Haylee Mills  
Staff Attorney

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