



STATE OF WASHINGTON  
GAMBLING COMMISSION

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

October 17, 2017

WESLEY L. JOHNSON  
20302 88<sup>TH</sup> AVE NE  
BOTHELL, WA 98011-2132

**RE: ADMINISTRATIVE ACTION; CR 2016-01835**

Dear Mr. Johnson:

Enclosed is an Order of Default entered by the Commission on October 12, 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 July 25, 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**

7 In the Matter of:

NO. CR 2017-00117

8  
9 WESLEY L. JOHNSON,  
License No. 68-16391,

FINAL ORDER OF THE  
GAMBLING COMMISSION

10  
11 Licensee.

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

15 **I. FINDINGS OF FACT**

16 1. The Washington State Gambling Commission issued Wesley L. Johnson License  
17 number: 68-16391, authorizing Public Card Room Employee activity at The Hideaway Casino  
18 in Seattle, Washington.

19 2. Mr. Johnson's license, which expired on August 17, 2017, was issued subject to  
20 the licensee's compliance with state gambling laws and Commission rules.

21 3. The Hideaway Casino's Player Supported Jackpot (PSJ) is a separate contest of  
22 chance directly related to the play or outcome of an authorized non-house-banked card game  
23 using funds collected from the players. Funds collected from the PSJ and placed into the  
24 Casino's operating bank account must be transferred to the PSJ account within two business days  
25 of collection.  
26

FINAL ORDER OF THE  
GAMBLING COMMISSION

IN RE: WESLEY L. JOHNSON  
NO. 2017-00117

Washington State Gambling Commission  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA 98503  
P.O. Box 42400  
Olympia, WA 98504

1 4. As Accounting Manager of the Hideaway Casino, one of Mr. Johnson's duties  
2 was to make transfers between the operating account and the PSJ account within two business  
3 days of collection of PSJ funds. On April 5, 2016, Mr. Johnson was given a warning for failing  
4 to make the transfer within two business days.

5 5. On November 16, 2016, Mr. Johnson unexpectedly and without notice, quit his  
6 employment with the Hideaway Casino.

7 6. On November 22, 2016, the owner of the Casino made contact with Gambling  
8 Commission staff as notification of Mr. Johnson's quitting, indicating that she did not know his  
9 passwords for the bank accounts.

10 7. After a review of records, it was discovered that Mr. Johnson only made one  
11 \$2,133.90 transfer of PSJ funds between August 22, 2016 and November 13, 2016. As a result  
12 of Mr. Johnson's failure to make required PSJ transfers, the Hideaway Casino's PSJ bank  
13 account was underfunded by \$42,618.50 as of November 30, 2016.

14 8. When interviewed, Mr. Johnson admitted to failing to make the required PSJ  
15 account transfers between August 22, 2016 and November 13, 2016.

16 9. Director David Trujillo issued administrative charges on July 25, 2017 alleging  
17 that Mr. Johnson's actions constituted a violation of WAC 230-15-400(4), (5), (6), and (7).  
18 Further, that he could not show by clear and convincing evidence that he was qualified for  
19 licensure as required by RCW 9.46.153(1), and that his actions warranted revocation of his  
20 license pursuant to RCW 9.46.075(1), and WAC 230-085(1), (3), and (8)(a).

21 10. Mr. Johnson was sent the charges by regular and certified mail on July 25, 2017,  
22 to his last known address. The Commission received a certified mail delivery receipt indicating  
23 certified mail delivery was completed on July 28, 2017.

24 11. To date, the Commission has not received any response from Mr. Johnson.  
25  
26

1 **II. CONCLUSIONS OF LAW**

2 1. Mr. Wesley L. Johnson was sent proper notice of the July 25, 2017 charges via  
3 first class mail and certified mail pursuant to RCW 34.05.434, RCW 34.05.431, and WAC 10-  
4 08-130.

5 2. The Commission can take final action against Mr. Johnson's gambling license  
6 under Case Number CR 2017-00117 pursuant to RCW 9.46.075, RCW 34.05.440(1), RCW  
7 34.05.461, and WAC 230-03-085.

8 3. Mr. Johnson's license should be revoked under Case Number CR 2017-00117  
9 pursuant to RCW 9.46.153(1), WAC 230-15-400(4), (5), (6), and (7), RCW 9.46.075(1), and  
10 WAC 230-03-085(1), (3), and (8).

11 **ORDER**

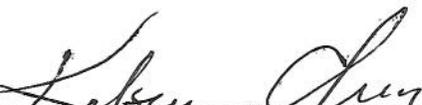
12 This matter having come before the Commission at its October 12, 2017, Commission  
13 meeting, the Commissioners having heard arguments, given the chance to review the  
14 administrative record, and being fully advised in this matter, now therefore:

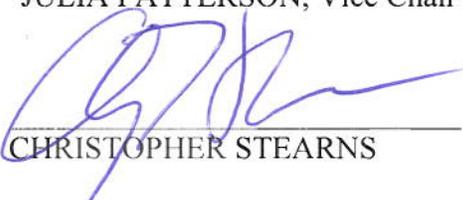
15 It is hereby **ORDERED** that Wesley L. Johnson's gambling license, Number 68-16391,  
16 is **REVOKED**.

17  
18 DATED this 12 day of October, 2017.

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BUD SIZEMORE, Chair

JULIA PATTERSON, Vice Chair

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22 \_\_\_\_\_  
KELSEY GRAY, Ph.D

  
\_\_\_\_\_  
CHRISTOPHER STEARNS

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24 \_\_\_\_\_  
25 ED TROYER

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3 **NOTICE**

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

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

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

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

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

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

25 Gregory J. Rosen  
26 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:

WESLEY L. JOHNSON  
20302 88<sup>TH</sup> AVE NE  
BOTHELL, WA 98011-2132

EXECUTED this 17 day of October, 2017, at Lacey, Washington.



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Haylee Mills  
Staff Attorney

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