



STATE OF WASHINGTON
GAMBLING COMMISSION

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

February 21, 2019

DUCHESS TAVERN
2827 NE 55th STREET
SEATTLE, WA 98105

RE: ADMINISTRATIVE ACTION; CR 2018-01858

Dear Duchess Tavern:

Enclosed is an Order of Default entered by the Commission on February 14, 2019, suspending your license to conduct gambling activities. This action occurred because you did not request a hearing to the administrative charges mailed on November 8, 2018.

Our records indicate that you have satisfied your reporting and licensing fee requirements, including payment of the \$750 late fee. Therefore, no suspension will be imposed and you are free to operate under your gambling license.

You have the right to move to vacate this Order. If you do so, we must receive your request by the 10th 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 3473, with any questions.

Sincerely,

Ashlie Laydon, Rules Coordinator
Legal & Records Division
Enclosure



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**STATE OF WASHINGTON
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2018-01858

DUCHESS TAVERN,
License No. 05-07397

FINAL ORDER OF THE
GAMBLING COMMISSION

Licensee.

This matter having come before the Washington State Gambling Commission (Commission) on February 14, 2019, the Commission makes the following Findings of Fact, Conclusions of Law, and issues its Final Order:

I. FINDINGS OF FACT

1. The Washington State Gambling Commission issued Licensee Duchess Tavern License number: 05-07397, authorizing Punchboard/Pull-Tab activity in the State of Washington.

2. This license, which expires on June 30, 2019, was issued subject to the licensee's substantial interest holder's compliance with state gambling laws and Commission rules at all times after receiving its gambling license.

3. Licensees must submit quarterly license fees and license reports to the Commission for each licensed gambling activity beginning with the first quarter of their license year.

1 4. Quarterly license reports and quarterly license fees were due no later than October
2 30, 2018.

3 5. Duchess Tavern failed to timely submit to the Commission its quarterly license
4 fees and quarterly license reports within 30 days following the end of the quarter.

5 6. Duchess Tavern also failed to submit to the Commission its quarterly license fee
6 and quarterly license report during the additional 30-day late filing and payment period.

7 7. Director David Trujillo issued administrative charges on December 7, 2018
8 alleging that Duchess Tavern's actions constituted a violation of WAC 230-05-132(1). Further,
9 that their actions warranted suspension of their license pursuant to RCW 9.46.075(1) and WAC
10 230-03-085(1) and (5).

11 8. Pursuant to WAC 230-05-132(4) and WAC 230-03-085(5), Duchess Tavern's
12 license is suspended until it has submitted its outstanding quarterly licensing report and paid its
13 quarterly licensing fee, including any additional costs associated with the collection of this fee.

14 9. Licensee was sent the charges by regular and certified mail on December 7, 2018,
15 to the last address the Gambling Commission had on file. Under Chapter 34.05 RCW, and in
16 accordance with Chapter 9.46 RCW and WAC 230-17-150, a brief adjudicative proceeding
17 hearing was scheduled for December 19, 2018. Notice of this hearing was sent by regular and
18 certified mail on December 7, 2018 to the last address the Gambling Commission had on file.
19 Duchess Tavern failed to appear the hearing, nor did they request a continuance.

20 **II. CONCLUSIONS OF LAW**

21 1. Licensee received proper notice of the October 26, 2018 charges by regular and
22 certified mail on November 8, 2018 pursuant to RCW 34.05.434, WAC 230-17-151, and WAC
23 10-08-040.

24 2. The Commission can take final action against Licensee's gambling license under
25 Case Number CR 2018-01858 pursuant to RCW 9.46.075(1), RCW 34.05.440(1), RCW
26 34.05.461, and WAC 230-03-085(1) and (5).

1 3. Duchess Tavern's license should be suspended under Case Number CR 2018-
2 01858 until it has submitted its outstanding quarterly licensing report and paid its quarterly
3 licensing fee, including any additional costs or late penalties associated with the collection of
4 this fee pursuant to RCW 9.46.075, RCW 34.05.440(1), RCW 34.05.461, and WAC 230-03-
5 085.

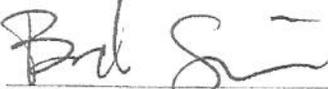
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1 **ORDER**

2 This matter having come before the Commission at its February 14, 2019, Commission
3 meeting, the Commissioners having heard arguments, been given the chance to review the
4 administrative record, and being fully advised in this matter, now therefore:

5 It is hereby **ORDERED** that Duchess Tavern's gambling license, Number 05-07397, is
6 **SUSPENDED** until it has submitted its outstanding quarterly licensing report and paid its
7 quarterly licensing fee, including any additional costs or late penalties associated with the
8 collection of this fee.

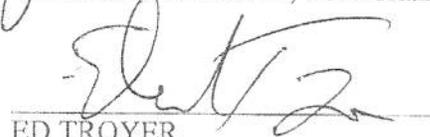
9
10 DATED this 14th day of February, 2019.

11 
12 _____
13 BUD SIZEMORE, Chair



JULIA PATTERSON, Vice Chair

14 
15 _____
16 CHRISTOPHER STEARNS



ED TROYER

17 
18 _____
19 ALICIA LEVY

1 NOTICE

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

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

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

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

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

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

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

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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:

DUCHESS TAVERN
2827 NE 55th STREET
SEATTLE, WA 98105

EXECUTED this 21 day of February, 2019, at Lacey, Washington.

Ashlie Laydon
Rules Coordinator