

ADMINISTRATIVE POLICY & PROCESS DIVISION

VIOLATION CASES TO BE RATIFIED BY COMMISSION

April 18, 2008

<u>LICENSEE/PERMITTEE</u>	<u>VIOLATION</u>	<u>SANCTION & COMMENTS</u>
<p>1. Roszak's Fish House, Inc. Michael Roszak, Pres/Sec/Stkhldr ROSZAK'S FISH HOUSE (F-COM) 1230 NE 3rd Bend OR 97701 (09-07910-FCOM)</p>	<p>ORS 471.360 (1)(b) – Licensee permitted employees Amy Griffin and Michael Roszak to sell, mix, or serve alcoholic beverages, or supervise those who do, without valid service permits issued by the Commission (varying lengths of time from about October 1, 1998 to about October 25, 2007).</p> <p>(First, Category III)</p>	<p>\$2,640 CIVIL PENALTY – OR – 16-DAY SUSPENSION</p> <p style="text-align: center;"><u>AGGRAVATION</u></p> <ol style="list-style-type: none"> 1. Two persons were involved in the violation. 2. Corporate Principal Michael Roszak was one of the persons involved. 3. Amy Griffin did not have a valid service permit for over six months. 4. Corporate Principal Michael Roszak did not have a valid service permit for over six months. <p style="text-align: center;"><u>MITIGATION</u></p> <p>Licensee has a lengthy record of good compliance.</p>
<p>2. Pacific Coast Restaurants, Inc. Steven R. Stoddard, President/Director Robert D. Nowlin, Vice President Thomas V. Taylor, Director Michael P. Donahoe, Director Restaurants Unlimited, Inc., Stockholder STANFORD'S RESTAURANT & BAR (F-COM) 1813 SW River Drive Portland OR 97201 (26-20908-FCOM)</p>	<p>ORS 471.360 (1)(b) – Licensee permitted Stacey Voss (Guggino) and Derrick Provine to sell, mix, or serve alcoholic beverages, or supervise those who do, without valid service permits (from about August 11, 2007 to about December 4, 2007).</p> <p>(First, Category III)</p>	<p>\$1,650 CIVIL PENALTY – OR – 10-DAY SUSPENSION</p> <p>(Licensee paid the \$1,650 civil penalty on February 29, 2008).</p> <p style="text-align: center;"><u>AGGRAVATION</u></p> <p>Two employees were involved in the violation.</p> <p style="text-align: center;"><u>MITIGATION</u></p> <p>Licensee has a lengthy history of compliance.</p>
<p>3. Gregg Porter</p>	<p>OAR 845-006-0347 (2)(a) – Licensees'</p>	<p>LETTER OF REPRIMAND</p>

Jane Porter
7-ELEVEN #2352-22510B (O)
9510 SW 125th
Beaverton OR 97008
(34-11408-O)

employee, Tiffany Stewart, permitted disorderly activity when she harassed, threatened and harmed police officers while she was on duty at the licensed premises (September 16, 2007).

(First, Category III)

Note: Because the Licensees' interest in the license has expired and they no longer hold a liquor license, the Public Safety Program recommends the Commission issue Licensees a Letter of Reprimand. This reprimand will become a permanent part of the Licensees' Commission file and may be considered in any future application for a liquor license by the Licensees.

4. La Flor de Michoacan, LLC
Rogelio Moreno, Managing Member
Elizabeth Moreno, Member
LA FLOR DE MICHOACAN (F-COM)
1075 SE Baseline #K
Hillsboro OR 97123
(34-21079-FCOM)

OAR 845-006-0466 (4) – Licensee's employees Alonso Torres and Juas Vielma discouraged or attempted to discourage patrons from ordering food by telling the patrons that no food was available at the premises after 10:00 PM (about December 29, 2007).

(Second, Category III)

LETTER OF REPRIMAND

Note: Because Licensee surrendered its liquor license effective February 20, 2008, and licensee therefore no longer holds a liquor license, the Public Safety Program recommends the Commission issue Licensee a Letter of Reprimand. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.

AGGRAVATION

Two employees participated in this violation.

5. Laughlin Oil Company
Charles Laughlin
Jere Laughlin
ROADRUNNER EXPRESS (O)
1920 Lafayette Avenue
McMinnville OR 97128
(36-26387-O)

OAR 845-006-0335 (1)(a)(b)(c) – Licensee's employee, Jeannie Sanders, failed to verify the age of an OLCC minor decoy before allowing her to buy or be served an alcoholic beverage when she reasonably appeared to be under 26 years of age (November 16, 2007).

(First, Category III(a))

LETTER OF REPRIMAND

Note: Licensee was charged with this violation by OLCC Violation Notice No. 10133 dated December 13, 2007. Licensee requested a hearing and now wishes to withdraw that request. Because Licensee's interest in the license has expired, and Licensee therefore no longer holds a liquor license, the Public Safety Program recommends the Commission issue Licensee a Letter of Reprimand. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.

6. Outlaws Entertainment LLC
Richard Sowers, Member

OAR 845-006-0345 (11)(a) – Licensee offered prohibited promotions when it

LETTER OF REPRIMAND

OUTLAWS BAR & GRILL (F-COM)
722 E. Burnside
Portland OR 97214
(26-29067-FCOM)

offered patrons an unlimited number of alcoholic beverages for a fixed price of \$20.00 (about September 29, 2007).

(Second, Category III)

Note: Because the Licensee's interest in the license was cancelled and Licensee therefore no longer holds a liquor license, the Public Safety Program recommends the Commission issue Licensee a Letter of Reprimand. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.

7. Huor C. Chear
KING ROAD MARKET (O)
6233 SE King Road
Milwaukie OR 97222
(03-02530-O)

OAR 845-006-0335 (1)(a)(b)(c) – Licensee Huor C. Chear failed to verify the age of a Clackamas County Sheriff Office minor decoy before allowing him to buy or be served an alcoholic beverage when he reasonably appeared to be under 26 years of age (December 28, 2007).

(Third, Category III)

**32-DAY SUSPENSION – OR –
\$4,950 CIVIL PENALTY – AND – 2-DAY SUSPENSION**

AGGRAVATION

Licensee Huor C. Chear was personally involved in the violation.

MITIGATION

This violation will be charged at the second level of Category III because the first and second Category III violations were both charged at the first level.

8. Delta Mini Mart, Inc.
Hyun Kyun Joung, President/Stockholder
Ki Sook Joung, Secretary/Stockholder
EAGLE CREEK FOOD MART (O)
29629 SE Hwy 224
Eagle Creek OR 97022
(03-02474-O)

OAR 845-006-0335 (1)(a)(b)(c) – Licensee's employee Anita Bain failed to verify the age of a Clackamas County Sheriff Office minor decoy before allowing her to buy or be served an alcoholic beverage when she reasonably appeared to be under 26 years of age (December 28, 2007).

(First, Category III(a))

\$1,485 CIVIL PENALTY – OR – 9-DAY SUSPENSION

AGGRAVATION

Licensee has previously been allowed to purchase age verification equipment as an offset to a penalty for failing to verify the age of a minor. Anita Bain failed to use the age verification equipment to prevent this violation.

9. Round Table Development Co.
James F. Fletcher, CEO/Director
Donald Keith Davis, CFO/Treasurer
J. Robert McCourt, President/Director
Ted S. Storey, Secretary/Director
James M. Robertson, Vice President
William M. Foley, Vice President
Thomas Guilford, Vice President
Rena Scott, Vice President

ORS 471.360 (1)(b) – Licensee permitted Sean Ager to sell, mix, or serve alcoholic beverages, or supervise those who do, without a valid service permit (from about January 18, 2006 to about January 3, 2008).

(First, Category III)

\$1,650 CIVIL PENALTY – OR – 10-DAY SUSPENSION

AGGRAVATION

Sean Ager did not have a valid service permit for over six months.

MITIGATION

Licensee has a lengthy history of compliance.

Peter S. Sealey, Director
Henry A. Klyce, Jr., Director
Peter H. Mattson, Director
Robert A. Fox, Director
Eric H. Bjerkholt, Director
Round Table Pizza, Inc., Stockholder
ROUND TABLE PIZZA #491 (L)
16444 SW Boones Ferry Rd
Lake Oswego OR 97034
(03-02543-L)

10. Dublin Pub, Ltd
Brian Bullard, President/Stockholder
Kathryn Bullard, Secretary/Treas/Stkhldr
John Mackey, Vice President
DUBLIN PUB (F-COM)
6821 SW Beaverton-Hillsdale Highway
Portland OR 97225
(34-03221-FCOM)

ORS 471.360 (1)(b) – Corporate Principal John Mackey sold, mixed, or served alcoholic beverages, or supervised those who do, without a valid service permit (from about September 19, 2007 to about December 20, 2007).

(First, Category III)

\$1,980 CIVIL PENALTY – OR – 12-DAY SUSPENSION

AGGRAVATION

Corporate Principal John Mackey was personally involved in the violation.

11. Sol Jalisco Mexican Restaurant, LLC
Santos Guitron-Lopez, Member
Jose de Jesus de la Cruz, Member
SOL JALISCO MEXICAN RESTAURANT (F-COM)
311 SW 17th Street
Hillsboro OR 97123
(34-25562-FCOM)

OAR 845-006-0425 (1) – Multiple people, including Member Santos Guitron-Lopez, sold, dispensed, served, and/or consumed alcoholic liquor on the licensed premises between the hours of 2:30 AM and 7:00 AM (November 19, 2007).

(First, Category IV)

\$1,815 CIVIL PENALTY – OR – 11-DAY SUSPENSION

AGGRAVATION

1. Multiple patrons were involved in the violation.
2. Member Santos Guitron-Lopez was personally involved in the violation.

12. TWS, Inc.
Todd Sampson, President/Dir/Stkhldr
JOKERS BAR & GRILL (F-COM)
70 NW Newport
Bend OR 97701
(09-40683-FCOM)

OAR 845-005-0400 (1) – Licensee failed to maintain liquor liability insurance or a bond with a corporate surety in the amount of not less than \$300,000.00 for Jokers Bar & Grill (from October 8, 2007 until January 11, 2008).

(First, Category I)

LICENSE CANCELLATION

13. Wellington Place, Inc.
Louis Hernandez, President/Sec/Stkhldr
Raymond Weeth, VP/Stockholder

OAR 845-006-0335 (1)(a)(b)(c) – Licensee's employee Suzanne Lyons failed to verify the age of an OLCC minor

**32-DAY SUSPENSION – OR –
\$4,950 CIVIL PENALTY – AND – 2-DAY SUSPENSION**

ROSE CITY SPEEDWAY FUEL/MART (O)
5710 NE Fremont
Portland OR 97232
(26-38077-O)

decoy before allowing him to buy or be served an alcoholic beverage when he reasonably appeared to be under 26 years of age (December 12, 2007).

(Second, Category III)

(Licensee paid the \$4,950 civil penalty on April 2, 2008 and will serve the two-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 5, 2008.)

AGGRAVATION

Licensee has previously been allowed to purchase age verification equipment as an offset to a penalty for failing to verify the age of a minor. Suzanne Lyons failed to use the age verification equipment to prevent this violation.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

14. Salina Specialty Foods, Inc.
Marco Frattaroli, President/Stockholder
BASTA'S TRATTORIA (F-COM)
410 NW 21st Avenue
Portland OR 97209
(26-20800-FCOM)

ORS 471.360 (1)(b) – Licensee permitted Jay Winebrenner to sell, mix, or serve alcoholic beverages, or supervise those who do, without a valid service permit issued by the Commission (from about October 12, 2006 to about October 6, 2007).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by Notice dated December 11, 2007. The proposed sanction, considering aggravation and mitigation, was a \$1,650 civil penalty or a 10-day suspension. Licensee requested a hearing and now wishes to withdraw that request to enter into this Settlement Agreement.

AGGRAVATION

Jay Winebrenner did not have a valid service permit for over six months.

MITIGATION

Licensee has a lengthy history of compliance.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This was Licensee's first Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program staff originally proposed the standard sanction of a 10-day suspension or \$1,650.00 civil penalty, added two days of aggravation because Jay Winebrenner did not have a valid service permit for over six months, and reduced the sanction by two days because Licensee has a lengthy history of compliance with the Commission. The total proposed penalty was a 10-day suspension or \$1,650.00 civil penalty.
3. The Commission will reduce the sanction by three days. This is equivalent to a 30% reduction of the standard sanction.
4. Licensee will pay a civil penalty of \$1,155.00 by 5:00 PM on April 28, 2008 **or** serve a seven-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 10, 2008.
5. Licensee withdraws the request for a hearing.
6. If Licensee's interest in the license expires before the Commission issues a final order on these allegations, Licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of Licensee's Commission file and may be considered in any future application for a liquor license by Licensee.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and the Licensee's hearings rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

15. Bablu, Inc.
Surinder Singh, Pres/Dir/Stockholder
Maninder Kaur, Secretary/Director
EVERGREEN CENTER MARKET (O)
6500 N Denver
Portland OR 97217
(26-00538-O)

OAR 845-006-0335 (1)(a)(b)(c) –
Corporate Principal Surinder Singh failed
to verify the age of an OLCC minor decoy
before allowing him to buy or be served
an alcoholic beverage when he
reasonably appeared to be under 26
years of age (December 12, 2007).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated February 12, 2008. The proposed
sanction, considering aggravation, was a \$1,980
civil penalty or a 12-day suspension. Licensee
requested a hearing and now wishes to withdraw
that request to enter into this Settlement
Agreement.

AGGRAVATION

Corporate Principal Surinder Singh was personally
involved in this violation.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This violation was Licensee's first Category III violation. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program originally proposed the standard sanction of a 10-day suspension or a \$1,650.00 civil penalty and added two days of aggravation because Corporate Principal Surinder Singh personally committed this violation, for a total sanction of a 12-day suspension or a \$1,980.00 civil penalty.
3. Licensee will install age verification equipment, as defined in OAR 845-009-0140(1)(c), and will utilize the equipment to verify the age of every patron who reasonably appears to be under 26 years of age in lieu of 10 days of suspension or \$1,650.00 of civil penalty. Licensee will run all alcohol sales through registers at which age verification equipment is installed.
4. Licensee will pay a \$330.00 civil penalty before 5:00 PM on April 28, 2008 **or** serve a two-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 5, 2008.
5. Licensee withdraws the request for a hearing.
6. If Licensee's interest in the license expires before the Commission issues a final order on this allegation. Licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee's hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

16. Ric D. Donnelly
Kennedy & Donnelly, LLC
Kathryn Kennedy, Managing Member
**LAVA LANES OF MEDFORD/
DONNELLY'S SPORTS PUB & GRILL**
(F-COM)
2980 Crater Lake Highway
Medford OR 97504
(15-29164-FCOM)

OAR 845-006-0335 (1)(a)(b)(c) –
Licensees' employees Dana Sims and
Richard Hammer failed to verify the age
of an OLCC minor decoy before allowing
him to buy or be served an alcoholic
beverage when he reasonably appeared
to be under 26 years of age (December
15, 2007).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Licensees were charged with this violation by
Notice dated March 11, 2008. The proposed
sanction, considering aggravation, was a \$1,980
civil penalty or a 12-day suspension. Licensees
now wish to enter into this Settlement Agreement.

(Licensees paid the \$330 civil penalty on March 17,
2008.)

AGGRAVATION

Two employees were involved in this violation.

TERMS OF AGREEMENT

1. Licensees accept responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This violation was Licensees' first Category III violation. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program originally proposed the standard sanction of a 10-day suspension or a \$1,650.00 civil penalty and added two days for aggravation because two employees were involved in this violation, for a total sanction of a 12-day suspension or a \$1,980.00 civil penalty.
3. Licensees will install age verification equipment, as defined in OAR 845-009-0140(1)(c), before April 1, 2008 and will utilize the equipment to verify the age of every patron who reasonably appears to be under 26 years of age in lieu of 10 days of suspension or \$1,650.00 of civil penalty. Licensees will run all alcohol sales through registers at which age verification equipment is installed.
4. Licensees will pay a \$330.00 civil penalty before 5:00 PM on April 28, 2008 **or** serve a two-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 5, 2008.
5. If Licensees' interest in the license expires before the Commission issues a final order on this allegation, Licensees agree to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensees' Commission file and may be considered in any future application for a liquor license by the Licensees.
6. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensees' hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

17. C & K Market, Inc.
Douglas Nidiffer, President/Dir/Stockholder
Alan Nidiffer, Secretary/Treasurer/Director
Larry Hage, Director/Stockholder
Rex Scroggins, Director/Stockholder
RAY'S FOOD PLACE #70 (O)
621 Hickory Street NW
Albany OR 97321
(02-40887-O)

OAR 845-006-0335 (1)(a)(b)(c) –
Licensee's employee Andrea Wallace
failed to verify the age of a minor before
allowing him to buy or be served an
alcoholic beverage when he reasonably
appeared to be under 26 years of age
(November 13, 2007).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated January 4, 2008. The proposed
sanction, considering aggravation, was a \$1,980
civil penalty or a 12-day suspension. Licensee
requested a hearing and now wishes to withdraw
that request to enter into this Settlement
Agreement.

AGGRAVATION

The minor was under the age of 18 at the time of the
violation.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This violation was Licensee's first Category III violation. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program originally proposed the standard sanction of a 10-day suspension or a \$1,650.00 civil penalty and added two days for aggravation because the minor was under the age of 18 at the time of the violation, for a total sanction of a 12-day suspension or a \$1,980.00 civil penalty.
3. Licensee will install age verification equipment, as defined in OAR 845-009-0140(1)(c), and will utilize the equipment to verify the age of every patron who reasonably appears to be under 26 years of age in lieu of 10 days of suspension or \$1,650.00 of civil penalty. Licensee will run all alcohol sales through registers at which age verification equipment is installed.
4. Licensee will pay a \$330.00 civil penalty before 5:00 PM on April 28, 2008 **or** serve a two-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 5, 2008.
5. Licensee withdraws the request for a hearing.
6. If Licensee's interest in the license expires before the Commission issues a final order on this allegation, Licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee's hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

18. Won Ki Min
Bong Ki Min
CAPITOL HWY DELI FOOD MART (O)
11102 SW Capitol Highway
Portland OR 97219
(26-00321-O)

OAR 845-006-0335 (1)(a)(b)(c) –
Licensee Won Ki Min failed to verify the
age of an OLCC minor decoy before
allowing him to buy or be served an
alcoholic beverage when he reasonably
appeared to be under 26 years of age
(December 12, 2007).

(First, Category III(a))

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated February 8, 2008. The proposed
sanction, considering aggravation, was a \$1,485
civil penalty or a nine-day suspension. Licensees
requested a hearing and now wish to withdraw
that request to enter into this Settlement
Agreement.

(Licensees paid the \$330.00 civil penalty on March 21,
2008.)

AGGRAVATION

Licensee Won Ki Min was personally involved in the
violation.

TERMS OF AGREEMENT

1. Licensees accept responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This was Licensees' first Category III(a) violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program originally proposed the standard sanction of a seven-day suspension or a \$1,155.00 civil penalty and added two days of aggravation because Licensee Won Ki Min was personally involved in the violation, for a total sanction of a nine-day suspension or a \$1,485.00 civil penalty.
3. Licensees will install age verification equipment, as defined in OAR 845-009-0140(1)(c), by April 4, 2008 and will utilize the equipment to verify the age of every patron who reasonably appears to be under 26 years of age in lieu of the seven-day suspension or \$1,155.00 civil penalty. Licensees will run all alcohol sales through registers at which age verification equipment is installed.
4. Licensees will pay a \$330.00 civil penalty before 5:00 PM on April 28, 2008 **or** serve a 2-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 5, 2008.
5. Licensees withdraw the request for a hearing.
6. If Licensees' interest in the license expires before the Commission issues a final order on this allegation, Licensees agree to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensees' Commission file and may be considered in any future application for a liquor license by the Licensees.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensees' hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

19. **ERIKA F. ALABARCA**
Service Permit No. 259641

Employed at: THAI NOON RESTAURANT
(FCOM)
2635 NE Alberta Street
Portland OR 97211
(26-37061-FCOM)

OAR 845-006-0345 (1) – Service
permittee Erika Alabarca was drinking
while on duty at Thai Noon Restaurant
(December 7, 2007).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Permittee was charged with this violation by
OLCC Violation Notice No. 010382 dated
December 13, 2007. The proposed sanction was
a \$250 civil penalty or a 10-day suspension.
Permittee requested a hearing and now wishes to
withdraw that request to enter into this Settlement
Agreement.

TERMS OF AGREEMENT

1. Permittee accepts responsibility for the violation as set out in OLCC Violation Notice No. 010382. This violation was Permittee's first Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. Public Safety Program staff originally proposed the standard sanction of a 10-day suspension or a \$250.00 civil penalty. If Permittee had accepted responsibility for the violation within 15 days, the penalty would have been reduced to a six-day suspension or a \$150.00 civil penalty.
3. The Commission will reduce the standard sanction by three days. This is equivalent to a 30% reduction of the standard sanction.
4. Permittee will pay a civil penalty of \$175.00 by 5:00 PM on April 28, 2008 **or** serve a seven-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 10, 2008.
5. Permittee withdraws the request for a hearing in this matter.
6. If Permittee's interest in the Service Permit expires before the Commission issues a final order on this allegation, Permittee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Permittee's Commission file.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Permittee's hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

20. Dam, Corp.
Debbie Boone, President/Stockholder
Mark Boone, Secretary/Treasurer/Stkhldr
SCOOTER MCQUADES (F-COM)
1321 SW Washington
Portland OR 97205
(26-05124-FCOM)

ORS 471.360 (1)(b) – Licensee permitted
Shawna Rolland to sell, mix, or serve
alcoholic beverages, or supervise those
who do, without a valid service permit
(from about March 8, 2007 to about
August 9, 2007).

(Third, Category III)

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated August 22, 2007. The proposed
sanction was a 30-day suspension. Licensee
requested a hearing and now wishes to withdraw
that request to enter into this Settlement
Agreement.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension. This violation was Licensee's third Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the fourth level.
2. The Public Safety Program originally proposed the standard sanction of a 30-day suspension.
3. The Commission will reduce the standard sanction by nine days. This is equivalent to a 30% reduction of the standard sanction.
4. Licensee will serve a 21-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 24, 2008.
5. Licensee withdraws the request for a hearing.
6. If Licensee's interest in the license expires before the Commission issues a final order on this allegation, Licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.
7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee's hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

21. Restaurant Development Company of Bend, LLC
Gregory Hubert, Managing Member
William Powell, Member
John Churm, Member
RED ROBIN GOURMET BURGERS & SPIRITS (F-COM)
625 SW Powerhouse Drive
Bend OR 97702
(09-36065-FCOM)

ORS 471.360 (1)(b) – Licensee permitted employee James Crosby to sell, mix, or serve alcoholic beverages, or supervise those who do, without a valid service permit (from about October 13, 2004 to about January 25, 2008).

(First, Category III)

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by Notice dated March 7, 2008. The proposed sanction, considering aggravation and mitigation, was a \$1,650 civil penalty or a 10-day suspension. Licensee wishes to enter into this Settlement Agreement.

AGGRAVATION

James Crosby worked for over six months without a valid service permit.

MITIGATION

Licensee has a lengthy record of good compliance.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty. This violation was Licensee's first Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Public Safety Program originally proposed the standard sanction of a 10-day suspension or a \$1,650.00 civil penalty, subtracted two days for mitigation because of Licensee's lengthy record of good compliance and added two days for aggravation because James Crosby worked for over six months without a valid service permit, for a total of a 10-day suspension or a \$1,650.00 civil penalty.
3. The Commission will reduce the sanction by three days. This is equivalent to a 30% reduction of the standard sanction.
4. Licensee will pay a \$1,155.00 civil penalty before 5:00 PM on April 28, 2008 **or** serve a seven-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 10, 2008.
5. If Licensee's interest in the license expires before the Commission issues a final order on these allegations, Licensee agrees to accept a Letter of Reprimand for this violation. This Letter of Reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.
6. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and Licensee's hearings rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

22. Ko-Core Corporation
Jeungik Kim, President/Stockholder
GET & GO STORE ESTACADA (O)
346 SE Highway 211
Estacada OR 97023
(03-02587-O)

OAR 845-006-0335 (1)(a)(b)(c) –
Licensee’s employee Ok Suk Degnath
failed to verify the age of a Clackamas
County Sheriff minor decoy before
allowing him to buy or be served an
alcoholic beverage when he reasonably
appeared to be under 26 years of age
(December 29, 2007).

(First, Category III)

Note: Licensee was a member of the
Responsible Vendor Program at
the time of this violation.
Because aggravating
circumstances were involved at
the time of the violation, Licensee
is required to be removed from
the Program and is therefore no
longer eligible for reduced
sanctions based on Category
III(a).

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated February 29, 2008. The proposed
sanction, considering aggravation, was removal
from the Responsible Vendor Program and a
\$1,980 civil penalty or a 12-day suspension.
Licensee now wishes to enter into this Settlement
Agreement.

AGGRAVATION

Licensee has previously been allowed to purchase age
verification equipment as a full offset to a penalty for a
previous failure to verify the age of a minor. The age
verification equipment was not used to prevent the current
violation.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Removal from Responsible Vendor Program and Proposed License Suspension/Civil Penalty. This was Licensee’s first Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Commission’s Public Safety Program originally proposed the standard sanction of a 10-day suspension or \$1,650.00 civil penalty and added two days of aggravation for not using age verification equipment to prevent the current violation after previously being allowed to purchase age verification equipment as a full offset to a penalty for a previous failure to verify the age of a minor, for a total sanction of a 12-day suspension or a civil penalty of \$1,980.00.
3. The Commission’s Public Safety Program will reduce the sanction for the violation by three days. This is equivalent to a 30% reduction of the standard sanction.
4. Licensee is removed from the Responsible Vendor Program. Licensee may reapply one year after the ratification of this Agreement.
5. Licensee will pay a civil penalty of \$1,485.00 by 5:00 PM on April 28, 2008 **or** serve a nine-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 12, 2008.
6. If Licensee’s interest in the license expires before the Commission issues a final order on this allegation, Licensee agrees to accept a Letter of Reprimand for

this violation. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.

7. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and the Licensee's hearing rights will be restored.

STIPULATED SETTLEMENT AGREEMENT FOR ENTRY INTO FINAL ORDER

23. LaPoint Business Group, LLC
Garry LaPoint, Member
Katherine LaPoint, Member
CHEVRON NORTH WILSONVILLE (O)
25410 SW 95th Ave
Wilsonville OR 97070
(03-35236-O)

OAR 845-006-0335 (1)(a)(b)(c) –
Licensee’s employee Michael Lowry
failed to verify the age of a Clackamas
County Sheriff minor decoy before
allowing him to buy or be served an
alcoholic beverage when he reasonably
appeared to be under 26 years of age
(December 29, 2007).

(First, Category III)

Note: Licensee was a member of the
Responsible Vendor Program at
the time of this violation.
Because aggravating
circumstances were involved at
the time of the violation, Licensee
is required to be removed from
the Program and is therefore no
longer eligible for reduced
sanctions based on Category
III(a).

SETTLEMENT AGREEMENT

Note: Licensee was charged with this violation by
Notice dated March 13, 2008. The proposed
sanction, considering aggravation, was removal
from the Responsible Vendor Program and a
\$1,980 civil penalty or a 12-day suspension.
Licensee requested a hearing and now wishes to
withdraw that request to enter into this Settlement
Agreement.

AGGRAVATION

Licensee has previously been allowed to purchase age
verification equipment as a full offset to a penalty for a
previous failure to verify the age of a minor. The age
verification equipment was not used to prevent the current
violation.

TERMS OF AGREEMENT

1. Licensee accepts responsibility for the violation as set out in the Notice of Proposed License Suspension/Civil Penalty and Removal from Responsible Vendor Program. This was Licensee’s first Category III violation within two years. Any subsequent violation of this type within the same two-year period will be charged at the second level.
2. The Commission’s Public Safety Program originally proposed the standard sanction of a 10-day suspension or \$1,650.00 civil penalty and added two days of aggravation for not using age verification equipment to prevent the current violation after previously being allowed to purchase age verification equipment as a full offset to a penalty for a previous failure to verify the age of a minor, for a total sanction of a 12-day suspension or a civil penalty of \$1,980.00.
3. The Commission’s Public Safety Program will reduce the sanction for the violation by three days. This is equivalent to a 30% reduction of the standard sanction.
4. Licensee is removed from the Responsible Vendor Program. Licensee may reapply one year after the ratification of this Agreement.
5. Licensee will pay a civil penalty of \$1,485.00 by 5:00 PM on April 28, 2008 **or** serve a nine-day suspension beginning at 7:00 AM on May 3, 2008 and ending at 7:00 AM on May 12, 2008.
6. Licensee withdraws its request for a hearing.

7. If Licensee's interest in the license expires before the Commission issues a final order on this allegation, Licensee agrees to accept a Letter of Reprimand for this violation. This reprimand will become a permanent part of the Licensee's Commission file and may be considered in any future application for a liquor license by the Licensee.
8. This agreement is conditional upon final approval of the Oregon Liquor Control Commission and will be reviewed by the Commissioners at their April 2008 Commission Meeting. If the agreement is not accepted and approved in its entirety by the Commission it is deemed null and void and the Licensee's hearing rights will be restored.