

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Revocation of the)
License to Conduct Gambling Activities of:) NO. CR 2011-01570
)
Christopher M. Hammond) **FINDINGS, CONCLUSIONS,**
Richland, Washington,) **DECISION, AND FINAL**
) **ORDER IN DEFAULT**
Licensee.)

THE MATTER of the revocation of the license to conduct gambling activities of Christopher M. Hammond having come before the Commission on April 12, 2012, the State being represented by Jerry Ackerman, Senior Counsel, Office of the Attorney General, the Commission makes the following Findings of Fact, Conclusions of Law, and issues the following Decision and Order:

FINDINGS OF FACT

I.

The Washington State Gambling Commission issued Christopher M. Hammond license number 68-23350, authorizing Card Room Employee activity at Crazy Moose. The license expires on November 3, 2012, and was issued subject to the licensee's compliance with state gambling laws and rules.

II.

On January 30, 2012, Deputy Director David Trujillo issued administrative charges to Christopher M. Hammond, by certified and regular mail. Mr. Hammond did not respond to the charges and waived his right to a hearing and pursuant to RCW 34.05.440, this final order may be entered in default.

III.

- 1) On November 2, 2011, a Gambling Commission Special Agent (agent) was assigned to Mr. Hammond's case to investigate if he continued to qualify for a license due to active warrants for his arrest. Commission staff became aware of these warrants during a routine annual criminal history check.
- 2) The agent determined that Christopher M. Hammond is the subject of four outstanding warrants for Driving While License Suspended 3rd Degree, resulting from his failure to appear for scheduled court dates. In addition to the warrants, Mr. Hammond owes a total of \$4,939 in court ordered fines and fees of which \$1,099 has been sent to collections due to nonpayment.
- 3) On November 2, 2011, the agent sent Mr. Hammond and his employer a letter notifying them of Mr. Hammond's outstanding warrants. The letters stated if Mr. Hammond failed to quash

the warrants by December 2, 2011, it may result in revocation of his license. On December 20, 2011 the agent also called and left a message for Mr. Hammond, stating that he failed to comply with Commission staff's request to cancel his outstanding warrants. As of January 30, 2012, the warrants against the licensee were still outstanding, and Mr. Hammond had failed to provide the agent with documentation that the warrants were quashed.

- 4) The licensee's failure to appear for court dates and failure to resolve his outstanding misdemeanor warrants demonstrates his willful disregard for complying with court orders. Mr. Hammond has failed to prove by clear and convincing evidence the necessary qualifications for licensure, in violation of RCW 9.46.153. Therefore, under RCW 9.46.075(1) and (8) and WAC 230-03-085(1), (3), (7), (8), grounds exist to suspend or revoke Christopher M. Hammond's license.

RCW 9.46.075 Denying, suspending, or revoking an application, license or permit

The commission may deny an application, or suspend or revoke any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein: (The following subsections apply.)

- (1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control.
- (8) Fails to prove, by clear and convincing evidence, that he is qualified in accordance with the provisions of this chapter.

WAC 230-03-085 Denying, suspending, or revoking an application, license or permit

We may deny, suspend, or revoke any application, license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization:

(The following subsections apply.)

- (1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.
- (3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level.
- (7) Fails to provide us with any information required under Commission rules within the time required, or, if the rule establishes no time limit, within thirty days after receiving a written request from us.
- (8) Poses a threat to the effective regulation of gambling, or creates or increases the likelihood of unfair or illegal practices, methods, and activities in the conduct of gambling activities, as demonstrated by: (a) Prior activities; or (b) Criminal record; or (c) Reputation; or (d) Habits; or (e) Associations.

RCW 9.46.153(1) Applicants and licensees-Responsibilities and duties

It shall be the affirmative responsibility of each applicant and licensee to establish by clear and convincing evidence the necessary qualifications for licensure of each person required to be

qualified under this chapter, as well as the qualifications of the facility in which the licensed activity will be conducted.

IV.

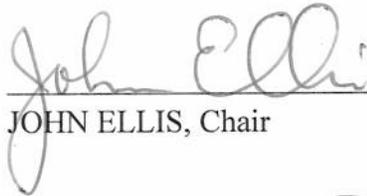
CONCLUSIONS OF LAW

The circumstances specified in the Findings of Facts in section III above constitute grounds for the revocation of Christopher M. Hammond's license to conduct gambling activities under the authority of RCW 9.46.075, and WAC 230-03-085.

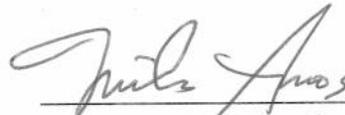
DECISION AND ORDER

The Washington State Gambling Commission HEREBY ORDERS: Christopher M. Hammond's Card Room Employee license to conduct gambling activities is REVOKED.

DATED this 12th day of April, 2012.



JOHN ELLIS, Chair



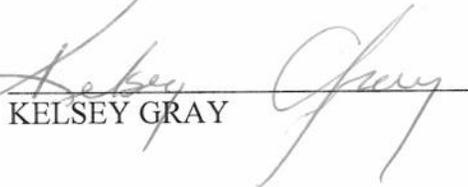
MIKE AMOS, Vice Chair



KEVEN ROJECKI



MICHAEL REICHERT



KELSEY GRAY

NOTICE: RCW 34.05.440(3) provides that within seven (7) days after service of a default order the party against whom it was entered may file a written motion requesting that the order be vacated and stating the grounds relied upon.

WAC 230-17-040(3) requires that motions be served on the parties listed below:

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