STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Revocation of the License to Conduct Gambling Activities of:	)	NO. CR 2011-01525
Vicki M. Satiacum Tacoma, Washington,	)	**FINDINGS, CONCLUSIONS, DECISION, AND FINAL ORDER IN DEFAULT**
Licensee.	)	

THE MATTER of the revocation of the license to conduct gambling activities of Vicki M. Satiacum 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 Vicki M. Satiacum license number 61-02830, authorizing Charitable/Non-Profit Gambling Manager activity, formerly at AMVETS in Tacoma. The license expires on April 17, 2012, and was issued subject to the licensee's compliance with state gambling laws and rules.

II.

On February 6, 2012, Director Rick Day issued administrative charges to Vicki M. Satiacum, by certified and regular mail. Ms. Satiacum did not respond to the charges and waived her right to a hearing and, pursuant to RCW 34.05.440, this final order may be entered in default.

III.

From July through August 2011, the licensee, who was the AMVETS Bingo Manager at the time, took money from gambling deposits and kept them for herself. She covered up her theft for a period of time by making up the deposits using funds collected during later bingo sessions. AMVETS General Manager, Carla Johnson, found the shortages in October 2011, when she was reviewing the check register and comparing the register to the balance of AMVETS bank accounts on-line. Ms. Johnson contacted Commission staff, and a Commission Special Agent (agent) was assigned to investigate the matter.

The agent's review of AMVETS check register and bank records for 2011 revealed that Ms. Satiacum took $12,723 from bingo deposits for her own use. Ms. Johnson later found evidence that Ms. Satiacum had also taken money she had received from players who were making payments to AMVETS on non-sufficient funds (NSF) checks, and kept the money for herself. The agent reconstructed the NSF check list using the check register and bank records, and found that there appeared to be $1,278 in outstanding NSF checks in 2011.

On November 2, 2011, the agent interviewed Ms. Satiacum, who confessed to stealing approximately $12,743.85 from the AMVETS bingo receipts deposits, and keeping $1,388 from customers who had made cash payments on NSF checks. Ms. Satiacum agreed that she was responsible for all shortages in the gambling receipt deposits at the time of the interview. The agent's final document review reflected missing bingo deposits of $12,723 and NSF money of $1,388, equaling the total theft of $14,111. During the pending investigation, Ms. Satiacum paid Ms. Johnson $10,000 to "pay back what she took." Ms. Satiacum told Ms. Johnson that she would repay the remainder in the future. Ms. Satiacum has not made any further payments to AMVETs at the time of these Charges.

This matter was submitted to the Pierce County Prosecutor's Office for the filing of criminal charges. As of the date of these Administrative Charges, no criminal filing has been made. The licensee admitted to stealing over $14,000 of bingo receipts from the AMVETS of Tacoma, in violation of RCW 9.46.190.

The licensee's actions demonstrate that she 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. The licensee has failed to prove she is qualified for licensure as required under RCW 9.46.153. Therefore, grounds exist to revoke Vicki M. Satiacum's license under RCW 9.46.075(1), (8), and (10), and WAC 230-03-085(1) and (8).

RCW 9.46.075 Denial, suspension, or revocation of license, application, 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 she is qualified in accordance with the provisions of this chapter.
(10) Has pursued or is pursuing economic gain in an occupational manner or context which is in violation of the criminal or civil public policy of this state if such pursuit creates probable cause to believe that the participation of such person in gambling or related activities would be inimical to the proper operation of an authorized gambling or related activity in this state. For the purposes of this section, occupational manner or context shall be defined as the systematic planning, administration, management or execution of an activity for financial gain.

WAC 230-03-085 Denying, suspending, or revoking an application, license or permit
(The following subsections apply.)
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:
(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.
(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 Applicants and licensees Responsibilities and duties
(The following subsections apply.)
(1) 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.

RCW 9.46.190 Violations relating to fraud or deceit.
(The following subsections apply.)
Any person or association or organization operating any gambling activity who or which, directly or indirectly, shall in the course of such operation:
(1) Employ any device, scheme, or artifice to defraud; or
(2) Make any untrue statement of a material fact, or omit to state a material fact necessary in order to make the statement made not misleading, in the light of the circumstances under which said statement is made; or
(3) Engage in any act, practice or course of operation as would operate as a fraud or deceit upon any person; Shall be guilty of a gross misdemeanor subject to the penalty set forth in RCW 9A.20.021.

\\\

\\\

\\\

\\\

\\\

\\\

\\\

\\\

\\\

\\\

IV.

CONCLUSIONS OF LAW

The circumstances specified in the Findings of Facts in section III above constitute grounds for the revocation of Vicki M. Satiacum'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: Vicki M. Satiacum's 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:

Washington State Gambling Commission
Communications & Legal Division
PO Box 42400
Olympia, Washington 98504-2400

Stephanie U. Happold
Assistant Attorney General
P.O. Box 40100
Olympia, WA 98504-0100