

STATE OF WASHINGTON  
GAMBLING COMMISSION

In the Matter of the Revocation of the  
License to Operate Gambling Activities of:

Vanna Tiv  
Burien, Washington,

Licensee.

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NO. CR 2011-01403

**NOTICE OF ADMINISTRATIVE  
CHARGES AND OPPORTUNITY FOR  
AN ADJUDICATIVE PROCEEDING**

I.

The Washington State Gambling Commission issued Vanna Tiv the following license: Number 68-19712, authorizing Card Room Employee activity with Magic Lanes Restaurant and Roxy's Bar and Grill. The license expires on May 20, 2012, and was issued subject to Ms. Tiv's compliance with state gambling laws and rules.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violations of Chapter 9.46 RCW, and WAC Title 230.

**SUMMARY:**

On October 27, 2011, Vanna Tiv was charged with Attempted Murder in the Second Degree-Domestic Violence.

**FACTS:**

- 1) On November 4, 2011, a Commission Special Agent (agent) was assigned Ms. Tiv's file to investigate if she continued to qualify for a gaming license, as that Ms. Tiv had been charged with Attempted Murder in the Second Degree-Domestic Violence.
- 2) The agent requested applicable court documents pertaining to Ms. Tiv's cases from King County Superior Court.
- 3) Review of certified court records reflect the following facts:
  - On October 27, 2011, Information was filed for case number 11-1-08088-5 in King County Superior Court, charging Ms. Tiv with Attempted Murder in the Second Degree-Domestic Violence.

- The Information alleges that on October 24, 2011, Ms. Tiv, “with intent to cause the death of another person, did attempt to cause the death of Richard Huth, a human being; attempt as used in the charge means that the defendant committed an act which was a substantial step towards the commission of the above crime with the intent to commit that crime.”
  - Bail was set at \$1,000,000.
  - The Probable Cause Statement alleges as follows:
    - Ms. Tiv and Mr. Huth met at work, and had been having an affair for about one year. Ms. Tiv’s husband, Mr. Tounn, knew about the affair since July.
    - In early October, Mr. Huth ended his relationship with Ms. Tiv because he planned to marry someone else. At the result of hearing the news, Ms. Tiv attempted suicide by overdose on October 10, 2011.
    - On October 23, 2011, Ms Tiv, Mr. Huff and Mr. Tounn met as a group. Mr. Tounn made Ms. Tiv chose which man she wanted to stay with. Ms. Tiv chose Mr. Huff, who signed a statement saying he would take care of Ms. Tiv as his wife and be responsible for her.
    - On October 24, 2011, Ms. Tiv told her husband that she changed her mind, and wanted to be with him. Ms. Tiv’s husband told her that if she wanted to come back with him, she had to go to Cambodia to spend some time with her mother to make up her mind. Ms. Tiv did not like Mr. Tounn’s response, and she left with Mr. Huff.
    - Ms. Tiv and Mr. Huff then went to sleep at her sister’s home for the night. At approximately 6:00 am, Ms. Tiv’s 14-year old nephew got up to get ready for school, and heard Mr. Huff screaming. The boy walked out to the hallway and saw Ms. Tiv holding a large butcher knife. Ms. Tiv then ran to the bathroom and shut the door. The boy then went to the living room, where he observed Mr. Huff bleeding from a wound in his neck. The boy gave Mr. Huff towels to stop the bleeding and went to the bathroom. In the bathroom, he found Ms. Tiv with her wrists cut. Ms. Tiv said “I’m sorry.” Deputies were called. When they arrived, they found Mr. Huff standing over the sink “bleeding profusely” and Ms. Tiv standing behind him, hugging him.
    - Mr. Huff had life threatening injuries and underwent over six hours of surgery to repair damage to his carotid artery.
- 4) These pending charges establish that the licensee 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.

**VIOLATIONS:**

- 1) **RCW 9.46.075(1)** provides the Commission may revoke any license for any reason or reasons, it deems to be in the public interest.
- 2) **WAC 230-03-085(1)** provides that the Commission may revoke any license when a licensee commits any act that constitutes grounds under RCW 9.46.075 for revoking a license, or commits any other act that the commission determines constitutes a sufficient reason in the public interest for revoking a license.
- 3) **RCW 9.46.075(9)** provides the Commission may revoke any license when the licensee is subject to current prosecution or pending charges, or a conviction which is under appeal, for any of the offenses included under subsection (4) of this section: PROVIDED, That at the request of an applicant for an original license, the commission may defer decision upon the application during the pendency of such prosecution or appeal.
- 4) **WAC 230-03-085(8)** provides that the Commission may revoke any and all licenses or permits of any holder, when the holder 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.
- 5) **RCW 9.46.075(8)** provides the Commission may revoke any license when a licensee fails to prove, by clear and convincing evidence, that she is qualified in accordance with the provisions of this chapter.
- 6) **RCW 9.46.153(1)** provides that 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.

Vanna Tiv was charged with Attempted Murder in the Second Degree-Domestic Violence. The licensee poses a threat to the effective regulation of gaming, or increases the likelihood of unfair or illegal practices as demonstrated by her prior activity, based on RCW 9.46.075(1), (8) and (9) and WAC 230-03-085(1) and (8).

Vanna Tiv has also failed to establish by clear and convincing evidence, as required by RCW 9.46.153(1), that she is qualified to be licensed. As a result, there are grounds to revoke Vanna Tiv's license based on RCW 9.46.075(1), (8), and (9) and WAC 230-03-085(1) and (8).

Washington State Gambling Commission  
Commissioner and Legal Counsel  
to the \_\_\_\_\_  
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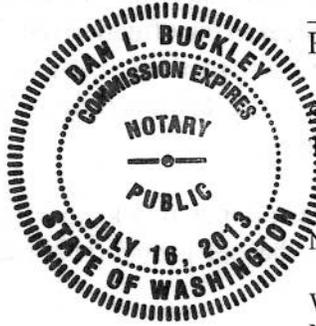
III.

Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

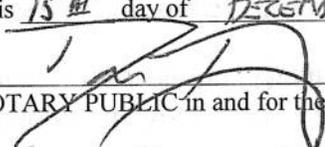
STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF THURSTON )

Rick Day, being first duly sworn on oath, deposes and says: He has read this Notice of Administrative Charges and Opportunity for An Adjudicative Proceeding, knows the contents, and believes the same to be true, and that he is the duly appointed and qualified Director of the Washington State Gambling Commission and in that capacity has executed these Charges.

  
RICK DAY, DIRECTOR



SUBSCRIBED AND SWORN TO before me  
this 15<sup>th</sup> day of DECEMBER, 2011.

  
NOTARY PUBLIC in and for the State of

Washington residing at POYALL RD WA  
My Commission expires on 7-16-2013

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF THURSTON )

I hereby certify that I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy thereof, properly addressed with postage prepaid, by regular and certified mail to each party to the proceeding or his or her attorney or authorized agent.

Dated at Olympia, Washington this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Communications and Legal Department  
Washington State Gambling Commission