

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Revocation of the License to)
Conduct Gambling Activities of:)
)
)
Tiffany K. Bixby)
Sedro Woolley, Washington,)
)
Licensee.)

NO. CR 2013-00428

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

I.

The Washington State Gambling Commission issued license number 68-05345 to Tiffany K. Bixby, authorizing Card Room Employee activity, at Goldie's Casino in Shoreline. The license expires on June 11, 2014, and was issued subject to the licensee's compliance with state gambling laws and rules.

II.

David Trujillo, Director of the Washington State Gambling Commission, charges the licensee with the following violations of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

SUMMARY:

While playing as a customer at the Hollywood Casino in Shoreline, Tiffany Bixby stole another player's chips totaling \$80.

FACTS:

- 1) On February 26, 2013, a Washington State Gambling Commission Special Agent (agent) received an incident report from Todd Marshall, General Manager at Hollywood Casino located in Shoreline. The incident report said that a player, Yatau Liu, reported \$80 in missing chips on February 23, 2013. Mr. Liu had left his chips on a Double Action Blackjack table while he went to eat. When he returned, the chips were gone. Surveillance reviewed the incident and noted Ms. Bixby took the chips and moved them into a stack she had while playing at the table.
- 2) On multiple occasions the agent attempted to contact Ms. Bixby. The voicemail on her cell phone was full.
- 3) On March 1, 2013, the agent went to the Hollywood Casino and collected the four surveillance tapes.
- 4) On March 5, 2013, the agent received an incident report from Jason Antonides, Casino Manager at Hollywood Casino, barring Ms. Bixby from the card room. Mr. Antonides said

on February 28, 2013, Ms. Bixby came into the card room. He stopped her at a table before she bought in and informed her she was being barred because she took money that belonged to another player. Ms. Bixby asked for the player's name and contact so she could pay it back. Mr. Antonides told her the player had been reimbursed. Ms. Bixby told him she would never do that on purpose, and she was messed up that day.

- 5) On March 26, 2013, the agent called Goldie's Casino and asked to speak to the General Manager. The agent spoke with Mike McCarthy. Mr. McCarthy provided Ms. Bixby's work schedule. He would have the Shift Manager attempt to contact Ms. Bixby and have her call the agent.
- 6) On March 26, 2013, Ms. Bixby called and apologized for her voicemail being full. The agent told her she wanted to speak to her regarding an incident a Hollywood Casino. Ms. Bixby agreed to stop by the next day on her way to work.
- 7) On March 27, 2013, Ms. Bixby arrived at the Washington State Gambling Commission Everett field office. The agent asked for her to explain why she was barred. Ms. Bixby explained that Jason Antonides had pulled her aside and told her she was barred because she had taken money from another player. She had asked Mr. Antonides for the person's contact information so she could pay it back because she would never take someone else's money on purpose and said she was messed up that day.
- 8) The agent asked Ms. Bixby to explain what she remembered about the day. Ms. Bixby said she went to Goldie's Casino. She began drinking at the card room in the afternoon with a co-worker, Sok Puth, while waiting to pick up her check. Ms. Bixby said she and Mr. Puth then headed to a bar somewhere along Highway 99 and continued drinking. She was already intoxicated when they proceeded to Hollywood Casino. She thinks they arrived around midnight.
- 9) Ms. Bixby remembered talking with a waitress, Raven, and playing cards on a table with her friend, Garrett Shelton, who was dealing. Ms. Bixby said it was either Blackjack or Pai Gow. Ms. Bixby said she worked for Hollywood Casino, along with other Washington Gold card rooms for many years. She said she has been licensed in the gaming industry for almost 15 years and has not had a violation on her license. She explained she is a single mom and doesn't drink very often. She said she stayed at Mr. Puth's apartment. She woke up not feeling well the next morning and had an empty wallet. Ms. Bixby said she wouldn't ever intentionally take money from someone, and she provided a written statement.
- 10) The agent reviewed surveillance which is summarized as follows:
 - 02:12:29 – Ms. Bixby and Mr. Puth came to the table and bought-in at Spots 8 and 9.
 - 02:14:27 – Ms. Bixby reached over to spot #7, grabbed several chips with her left hand, and splashed them across the table in the direction of where her chips were.

- 02:14:38 – Mr. Puth left the table and Ms. Bixby appeared to push some chips back towards the direction of spot #7.
- 02:14:56 – Ms. Bixby stacked all the chips in her playing area, held them in her hands, continued to play spots #8 and #9, and then only played #8.
- 02:19:58 – Ms. Bixby left the table and took some of the chips with her.

11) Criminal charges were not filed because the victim was repaid.

VIOLATIONS:

1) 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, she or it 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.

2) 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 subsection applies.)

(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.

3) 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.

Tiffany Bixby took another player's chips totaling \$80. Ms. Bixby has failed to establish clearly and convincingly that she is qualified for licensure, as required by RCW 9.46.153(1). Therefore, under RCW 9.46.075(1), (8), and (10), and WAC 230-03-085(1), and (8), grounds exist to revoke Tiffany Bixby's license.

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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.

The licensee will have the opportunity to have a hearing on the alleged violations.

In order to have a hearing or discuss settlement options, the enclosed request for hearing must be completed and returned to the Gambling Commission **within 23 days** from the date of the mailing of this notice.

Based on RCW 34.05.440, failure to return a request for hearing will result in the entry of a default order REVOCATION of your license.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

David Trujillo, being duly sworn on oath, says: That he has read this Notice of Administrative Charges and Opportunity for An Adjudicative Proceeding, knows the contents of it, believes it to be true, that he is the Director of the Washington State Gambling Commission, and in that capacity has executed said Notice.

David Trujillo
DAVID TRUJILLO, DIRECTOR

SUBSCRIBED AND SWORN TO before me
this 9 day of August, 2013.

Maureen P. Pretell
NOTARY PUBLIC in and for the State of
Washington residing at Thurston County
My commission expires on December 2, 2015



STATE OF WASHINGTON)
)
COUNTY OF THURSTON)

I certify I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy, property 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 9 day of August 2013
Maureen P. Pretell