

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension or Revocation of)
the Licenses to Conduct Gambling Activities of:)

) No. CR 2010-01419

BEVL, LLC,)
d/b/a Cable Bridge Casino)
Kennewick, Washington,)

) **NOTICE OF ADMINISTRATIVE**
) **CHARGES AND OPPORTUNITY**
) **FOR A HEARING**

Licensee.)
_____)

I.

The Washington State Gambling Commission issued BEVL, LLC, d/b/a Cable Bridge Casino, organization number 00-20095, the following licenses:

- Number 05-19980, authorizing Class "C" Punchboard/Pull-Tab activity; and
- Number 67-00219, authorizing Class "15" House-Banked Card Room activity.

The licenses expire on June 30, 2011, and were issued subject to the licensee's compliance with state gambling laws and regulations.

II.

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

- 1) Since July 2006, BEVL, LLC, d/b/a Cable Bridge Casino has held gambling licenses authorizing House-Banked Card Room activity and Punchboard/Pull-Tab activity.
- 2) In February 2010, the licensee entered into a payment plan with the City of Kennewick to pay delinquent gambling taxes owed. However, since September 3, 2010, the licensee has not made any payments for delinquent or current gambling taxes to the City of Kennewick.
- 3) On December 6, 2010, Commission staff received a petition from the City of Kennewick asking for the suspension or revocation of BEVL, LLC, d/b/a Cable Bridge Casino's gambling licenses because it had not paid its local gambling taxes and owes the City approximately \$344,990 for gambling taxes owed since the fourth quarter of 2008.
- 4) The licensee's failure to pay local gambling taxes to the City of Kennewick demonstrates its willful disregard for complying with local ordinances. Therefore, under RCW 9.46.075(1) and WAC 230-03-085(1), (3), and (4) grounds exist to suspend or revoke the licenses issued to BEVL, LLC., d/b/a Cable Bridge Casino.

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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.

WAC 230-03-085 Denying, suspending, or revoking a 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.

(4) Has failed to pay gambling taxes to local taxing authorities and the local taxing authority has petitioned us to take action.

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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.

You 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 this document will result in the entry of a default order REVOKING your licenses.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

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

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 16 day of December, 2010

Maurice J. Prebble

Communications and Legal Department
Washington State Gambling Commission

David Trujillo
David Trujillo, Deputy Director

SUBSCRIBED AND SWORN TO before me this 15 day of December 2010.

Michelle M. Pardee
NOTARY PUBLIC in and for the State of

Washington residing at: Lacey

