

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension of the)
Licenses to Conduct Gambling Activities of:)
)
Andrographics)
Puyallup, Washington,)
)
Licensee.)
_____)

NO. CR 2011-00741

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

I.

The Washington State Gambling Commission issued Andrographics license number 21-00246, authorizing Distributor¹ activity. The license expires on December 31, 2011, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

Rick Day, 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:

In May 2008 and April 2009, the licensee bought electronic devices for reading and displaying outcomes of Roulette games (gambling equipment) from a seller (Cammegh) that did not possess a valid gambling license, in violation of WAC 230-06-110(3). Therefore, under RCW 9.46.075(1) and WAC 230-03-085(1) grounds exist to suspend Andrographics' distributor license.

RCW 9.46.075 Denying, suspending, or revoking a license or permit

The Commission may suspend or revoke any license issued by it, for any reason, 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 subsection applies.)

(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.

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¹ WAC 230-03-190 Applying for a distributor license. You must apply for a distributor license if you: (1) Buy or otherwise obtain a finished piece of gambling equipment for use in authorized gambling activities from another person and sell or provide that gambling equipment to a third person for resale, display, or use.

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

We may suspend or revoke any 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.

WAC 230-06-110 Buying, selling, or transferring gambling equipment.

(The following subsection applies.)

(3) Before purchasing gambling equipment, licensees must ensure that the seller possesses a valid gambling license.

WAC 230-03-200 Defining "gambling equipment."

"Gambling equipment" means any device, gambling-related software, expendable supply, or any other paraphernalia used as a part of gambling or to make gambling possible.

(4) Electronic devices for conducting, facilitating, or accounting for the results of gambling activities, including, but not limited to: (b) Electronic devices for reading and displaying outcomes of gambling activities.

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III.

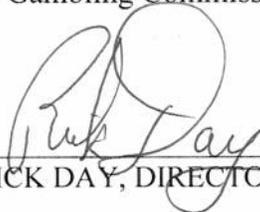
Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

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 **SUSPENDING YOUR LICENSE FOR 30 DAYS**.

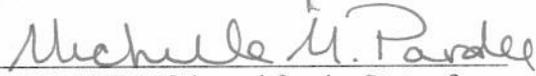
STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

Rick Day, 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.



RICK DAY, DIRECTOR

SUBSCRIBED AND SWORN TO before me
this 15 day of July, 2011.



NOTARY PUBLIC in and for the State of
Washington residing at LACEY
My commission expires on 6/16/2013

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 18 day of July, 2011

Communications and Legal Department
Washington State Gambling Commission



