



**WASHINGTON STATE  
GAMBLING COMMISSION PUBLIC  
MEETING - January 2019**

Hampton Inn & Suites  
4301 Martin Way E.  
Olympia, WA 98516

## COMMISSIONERS



Bud Sizemore  
Chair



Julia Patterson  
Vice Chair



Ed Troyer

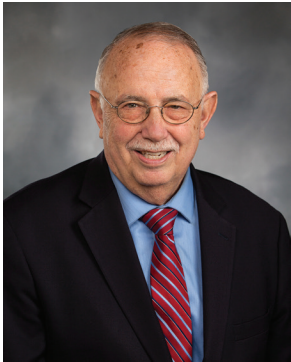


Chris Stearns



Alicia Levy

## EX OFFICIOS



Senator  
Steve Conway



Senator  
Lynda Wilson



Representative  
David Sawyer



Representative  
Brandon Vick

## STAFF



David Trujillo  
Director





STATE OF WASHINGTON

GAMBLING COMMISSION

"Protect the Public by Ensuring that Gambling is Legal and Honest"

Hampton Inn and Suites

4301 Martin Way E. Olympia, WA 98516

January 10, 2019

Please note, agenda times are estimates only. Items may be taken out of sequence at the discretion of the Chair.

Administrative Procedures Act Proceedings are identified by an asterisk (\*)

PUBLIC MEETING

Table with 2 columns: Time and Agenda Item. Rows include: 9:30 AM Executive Session - Closed to the Public; 12:00 PM Call to Order, Welcome and Introductions, Consent Agenda, Class III Employees/Snoqualmie & Cowlitz Tribes\*, Director's Report; Tab 2 Petition for Review - Potential Closed Session\* Numerica Credit Union; Tab 3 Presentation - Seattle Jr. Hockey; Tab 4 Presentation - G2E; Tab 5 Defaults\*; Tab 6 RULE UP FOR DISCUSSION AND POSSIBLE FILING Petition for Trade Show Rules\*; Tab 7 2019 Legislative Update Agency Request Legislation; Public Comment Meeting Adjourn.

Upon advance request, the Commission will pursue reasonable accommodations to enable persons with disabilities to attend Commission meetings. Questions or comments pertaining to the agenda and requests for special accommodations should be directed to Julie Anderson, Executive Assistant at (360) 486-3453 or TDD (360) 486-3637. Questions or comments pertaining to rule changes should be directed to the Rules Coordinator (360) 486-3473.

Please silence your cell phones for the public meeting



STATE OF WASHINGTON  
GAMBLING COMMISSION

*"Protect the Public by Ensuring that Gambling is Legal and Honest"*

**November Gambling Commission Meeting Minutes**

Hampton Inn & Suites 4301 Martin Way E. Olympia

**Public Meeting**

**November 15, 2018**

**Commissioners Present:**

Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Chris Stearns  
Ed Troyer  
Alicia Levy (Via Phone)

**Ex Officio Members Present:**

Senator Steve Conway

**Staff Present:**

David Trujillo, Executive Director; Tina Griffin, Assistant Director; Brian Considine, Legal and Legislative Manager; Julie Lies, Tribal Liaison; Julie Anderson, Executive Assistant; and Suzanne Becker, Assistant Attorney General.

**Public Meeting Call to Order**

**Chair Bud Sizemore** called the Gambling Commission meeting to order at 11:10 a.m. and immediately went into Executive Session where the Commissioners will discuss litigation, pending investigations and tribal negotiations for approximately one hour. Closed session is dedicated to discussing summary suspension and/or the petition for a declaratory order. Estimated time for the public meeting to start will be 1:00 PM.

At 1:00 p.m., **Chair Sizemore** welcomed everyone to the Hampton Inn & Suites and introductions were made.

Commissioner Levy joined the meeting via phone. There were 30 people in attendance.

Chair Sizemore announced a slight modification to the agenda starting with Tab 2 so that Senator Conway would be present for the Nooksack presentation and vote before he had to leave.

**Tab 2**

**Nooksack Indian Tribe Negotiation**

The Honorable Ross Cline Sr. of the Nooksack Indian Tribe, Director Dave Trujillo, and Tribal Liaison Julie Lies presented the materials for this tab. **Chair Sizemore** introduced the members of the Nooksack Indian Tribe who were present. **Director Trujillo** introduced Chairman Cline and spoke about the Nooksack compact negotiation process. **Chairman Cline** spoke about the history of the Nooksack Indian Tribe. He stated that the Northwood Casino opened 14 years ago on trust land owned by the tribe and that it is part of the 23 trust lands administered by the federal government. The Nooksack Indian Tribe signed its Class III gaming compact in October 1991, and operated the Nooksack River Casino from April 1993 to December 2015. The Nooksack Indian Tribe has operated a Class III facility for 22 years. The amendment revises language in the compact to better align it with other tribes' compacts. This amendment also adds

some responsible gaming program language, as well as some additional problem gambling funding. Included in the amendment is community contribution language, consistent with other compacts. **Tribal Liaison Lies** spoke about the specific negotiated amendments. **Senator Conway** asked Chairman Cline how many tribal members there are currently in the Nooksack Indian Tribe. Chairman Cline answered that there are 1,870 members to date. **Commissioner Stearns and Commissioner Patterson** congratulated Chairman Cline and thanked him for everything the tribe has accomplished so far. **Tribal Liaison Lies** commented that staff recommends that the commission forward the proposed compact to the governor for review and final execution.

**Chair Sizemore** asked for public comment. There was no public comment.

*Commissioner Troyer moved to forward the proposed compact to the governor for review and final execution.*

*Commissioner Stearns seconded the motion.*

*The motion passed. 6:0.*

*This vote included Senator Conway and Commissioner Levy (via phone).*

At this time **Chair Sizemore** asked for a moment of silence to recognize law enforcement officers across the country that were lost in the line of duty since we last met.

#### **Tab 1**

##### ***Consent Agenda:***

*Commissioner Patterson moved to approve the new licenses and Class III employee licenses as presented by staff.*

*Commissioner Stearns seconded the motion.*

*The motion passed. 5:0*

*Commissioner Patterson moved to approve the Class III certifications for the Snoqualmie and Cowlitz tribes.*

*Commissioner Troyer seconded the motion.*

*The motion passed. 4:0*

*Commissioner Stearns abstained.*

#### **Director's Report**

**Director Trujillo** announced that on Oct. 30, Governor Jay Inslee signed a proclamation that November is Native American Heritage Month and Nov. 23 is Native American Heritage Day. He also announced that the latest tribal relations policy for the Gambling Commission was finished after working together with tribal leaders for a year on language, and the policy is now ready for signatures. Director Trujillo invited commissioners and staff, along with tribal members in attendance at the meeting, to be included in a photograph. **Commissioner Stearns** commented on the importance of National Native American Heritage Month. He says that this is a chance for the state and for the commission to celebrate the achievements, the culture, the traditions, the diversity, and all the gifts that the tribes and Native American people bring to the state of Washington. He stated that there are 138,000 Native Americans in Washington.

**Chair Sizemore** introduced Assistant Director (AD) Tina Griffin to report on the house-banked card room financial statements. **AD Griffin** stated that each year, the house-banked card rooms, by rule, must submit to the Gambling Commission their financial statements within 120 days after the end of their business year. They can choose their business year. A majority of them have year-end of Dec. 31. They can ask for a 60-day extension. So, typically, we receive a majority of the financial statements on June 30. For the last few months, we've been reviewing those and compiling them. The financial statements are set out by rule. They have to be either compiled, audited or reviewed, based on the gross receipts. If they report gross gambling receipts of less than one million dollars, they can do a compiled report. If they report gross gambling receipts of \$1 million to \$6 million that is a reviewed statement. If it's over \$6 million, they have to submit an audited statement. AD Griffin provided a summary of the financial statements received for 2017. **Commissioner Patterson** asked if the licensed card room downturn was as a result of the recession. **AD Griffin** concurred; however she also added that it could be because of the no-smoking rule in public buildings, the Legislature voted on. AD Griffin asked for further clarification from the licensed operators in the audience. There was no comment at this time.

**Chair Sizemore** introduced Legal and Legislative Manager (LLM) Brian Considine to provide the commission with the latest sports betting update. **LLM Considine** reported that there is a work session scheduled for Nov. 16, 2018 at 1:30 p.m. in the House Commerce and Gaming Committee, which will include a discussion on sports gambling. The Liquor and Cannabis Board will report first, followed by a panel from the Gambling Commission consisting of Commissioner Stearns, Director Trujillo and LLM Considine. LLM Considine mentioned that the Gambling Commission's agency request legislation has not been approved yet. When agency request legislation is approved. Appointments with House and Senate will then be scheduled. He reported that the problem gambling study is moving along and expects to have the results within the month. This study will be presented to the Legislature in February 2019.

**Commissioner Patterson** asked for clarification on the agency request legislation. **LLM Considine** reminded Commissioner Patterson of the self-exclusion bill and reviewed the timeline for the problem gambling study, and explained what he would be presenting at the January commission meeting.

### **Tab 3**

#### **Presentations- NIGA and Four Directions Conferences**

**Commissioner Stearns** spoke about his attendance at the National Indian Gaming Association mid-year conference in September at the Pechanga Casino and Resort in Southern California. He moderated a panel on regulating sports betting as well as emerging gaming. He also spoke at the Four Directions Conference with Professor and Director Bo Bernhard. **Commissioner Patterson** thanked Commissioner Stearns for actively participating in the conferences. She spoke about attending the G2E conference in Las Vegas for the first time and says she learned a lot. **Chair Sizemore** reiterated that G2E is a conference that Gambling Commission staff attend and work the whole time they are there. He says that it's not inexpensive to attend, but he feels that, as a commissioner, it is a very valuable investment by the commission and there's a ton of great education. He also said that, in his opinion, the staff is able to make great contacts and get a lot of good work done.

#### Tab 4

##### Presentation-Special Olympics of Washington

**Assistant Director Tina Griffin** introduced Special Agent Donna Khanhasa and Dave Lenox, the chief executive officer of Special Olympics. **Special Agent (SA) Khanhasa** presented results of the independent audit report for the raffle that the commission approved at the November 2017 commission meeting. SA Khanhasa stated that this is the sixth raffle Special Olympics has held since it was authorized by the Legislature in 2013. The grand prize offered was a home located in the Puget Sound area, an annuity of \$4 million paid over 20 years, or a one-time \$2.8 million cash payment; it was based on 65,000 tickets sold. **Mr. Lenox** explained some of the work done by Special Olympics to ensure that the athletes can compete. He mentioned that Special Olympics has added events, such as: stand up paddle boarding, flag football, gymnastics and equestrian. He also mentioned that infrastructure growth is a big priority for Special Olympics. **Chair Sizemore** asked what the impact would be to the organization if it were to lose a year of revenue. **Mr. Lenox** explained that there would be a reduction of staff and services to the athletes and the community. **Commissioner Stearns** thanked Mr. Lenox for the work being done by Special Olympics and asked about the USA Special Olympics Games that were held in Seattle this year. **Mr. Lenox** commented that ESPN and ABC broadcast opening ceremonies live. ESPN did nightly one-hour shows recapping the games. He said that it really brought good awareness to Special Olympics, and it showed the rest of the world how welcoming people are here in Washington. He stated that there was a need for at least 10,000 volunteers to run the games and 15,000 signed up. SA Khanhasa announced that the Special Olympics of Washington is here to request permission to conduct a Dream House Raffle (enhanced raffle) in western Washington in 2019. Mr. Lenox stated the organization's goal is to triple the number of athletes by 2020 and in the years ahead, and to reach everyone with intellectual disabilities. The grand prize that is going to be offered is a house valued at \$4.8 million, a \$4 million annuity, or \$2.8 million one-time cash option. The Special Olympics estimates that the break-even number of tickets to be sold is 17,391 tickets, and the net proceeds will obviously depend on the grand prize that's awarded. They estimate that the net proceeds could be up to \$2 million if a \$4.8 million house is the grand prize. At this time, commission staff recommends approval of the 2019 enhanced raffle plan.

**Commissioner Troyer** was interested to know about the consulting firm currently used by Special Olympics and asked if organizers considered bringing that work in-house so that a larger portion of the proceeds stays with Special Olympics. **Mr. Lenox** said they have had discussions with the consulting firm about that, and asked the firm if the work could be done in-house.. He said that they are doing an analysis of how direct marketing works and that being able to refine the marketing is important.

*Commissioner Stearns moved to approve the Western Washington Special Olympics 2019 enhanced raffle request as presented by staff.*

*Commissioner Troyer seconded the motion.*

*The motion passed. 5:0*

#### Tab 5

##### Default

**Staff Attorney (SA) Haylee Mills** presented the default materials:

**Joey D. Neal, CR 2018-00475 Public card room employee revocation.**

SA Mills reported that based on past criminal conduct and failure to disclose the conduct, Director Trujillo issued a notice of administrative charges on July 17, 2018. The licensee failed to attend a pre-hearing conference in the case and has therefore waived his right to a hearing in the case. As licensee cannot show by clear and convincing evidence that he's qualified to keep his gambling license, staff recommended that commissioners sign the proposed final order and revoke Mr. Neal's public card room employee license, number 68-34678.

**Commissioner Stearns** asked about the underlying offense. **SA Mills** indicated that the licensee is not challenging the revocation, and the underlying offense was a felony theft conviction.

**Chair Sizemore** asked if Joey D. Neal was in attendance. He was not.

*Commissioner Troyer moved to revoke the public card room employee license from Joey D. Neal.*

*Commissioner Levy seconded the motion.*

*The motion passed. 5:0*

After the vote was seconded, SA Mills announced that the theft against Joey D. Neal involved the taking of a purse, which contained financial transaction cards and cash, from an employee of an Elks Lodge.

**James K. Reese, CR 2018-00845 Class III certification revocation.**

**SA Mills** presented the information for this case and, based on criminal conduct by Mr. Reese, Director Trujillo issued a notice of charges on Sept. 11, 2018. By failing to respond to the charges or request a hearing in this case, the licensee has waived his right to a hearing. As licensee cannot show by clear and convincing evidence that he's qualified to keep his gambling certification, staff recommends that commissioners sign the proposed final order and revoke Mr. Reese's Class III employee certification, number 69-38122. **Commissioner Patterson** inquired on the process in which staff of the Gambling Commission contacts the individuals to let them know how serious their charges are. Director Trujillo explained that the guidelines are on the license applications. **Commissioner Stearns** asked if Mr. Reese's felony would be reduced to a misdemeanor if he completed a diversion program. **Director Trujillo** concurred. **Chair Sizemore** asked if Mr. James K. Reese was in the audience. He was not present.

*Commissioner Patterson moved to revoke the Class III certification for James K. Reese.*

*Commissioner Troyer seconded the motion.*

*The motion passed. 5:0*

**The commission took a 15-minute break.**

**Tab 6**

**Petition for Rule Change: Soft Count**

**Assistant Director Tina Griffin** presented the materials for this tab. This rule petition was submitted originally by Stacey Hess of Great American Gaming. GAG operates four house-banked card rooms in Washington. The petitioner submitted the rule earlier in the year. Mr. Ziegler of Emerald Downs sent an email in support of the petition. Mr. Mena spoke in support of the new rule language and indicated that his properties would save \$1,000 in payroll. No other



comments have been received. Ms. Hess is here to answer any questions, and staff recommends final action with an effective date of Jan. 1, 2019. **Chair Sizemore** asked for public comment. There was no public comment.

*Commissioner Troyer moved to file the petition for final action as presented by staff.*

*Commissioner Stearns seconded the motion.*

*The motion passed. 5:0*

## **Tab 7**

### **Rotary Club of Everett**

**Assistant Director Tina Griffin** presented the materials for this tab. The Rotary Club of Everett-Port Gardner has submitted a request to offer a raffle prize in excess of \$40,000. By rule, this requires submission of the raffle plan and commissioner approval prior to offering that raffle prize. The Rotary Club has submitted the plan and it outlines the information required by rule. Staff recommends approval of the request to offer a raffle prize in excess of \$40,000.

Representatives from the Rotary Club were available for questions. **Commissioner Troyer** asked if the limit request is a one-time ask or if the rotary is planning to make it permanent. **Mr. Scott Eastham**, representative for the Rotary Club, replied that he would like to make it permanent.

*Commissioner Patterson moved to approve the request to exceed the \$40,000 raffle prize limit as presented by staff.*

*Commissioner Stearns seconded the motion.*

*The motion passed. 5:0*

## **Tab 8**

### **Petition for Review: Motion for Reconsideration**

**Legal and Legislative Manager (LLM) Brian Considine** presented the materials for this tab. LLM Considine explained that this presentation is regarding Yen Trinh, case numbers 2016-01284 and 2016-01569, and Dung Huynh, case numbers 2016-01285 and 2016-01570. On March 8, 2016, Director Trujillo issued charges for both licensees.. Both individuals had a joint hearing before the administrative law judge on Jan. 23-24, 2018. The initial order was issued by the judge on May 7t, 2018. The licensees filed a petition for review, which was heard at our public meeting on Sept. 14, 2018 in Spokane. Both of their attorneys, as well as our assistant attorney general, Mr. Rosen, presented arguments before the commissioners. At the time, the commissioners affirmed and upheld the administrative violations and the revocation of both o licenses. An order to that effect was mailed to the licensees on Sept. 20, 2018. The licensees filed a motion for reconsideration, which was received by staff on Oct. 1, 2018. This is the first opportunity to bring it before the commissioners for consideration. Lastly, the Gambling Commission has a rule that relates to reconsideration, but it basically just mirrors the Administrative Procedure Act RCW 34.05.470 for reconsideration. Commissioners have the ability to deny or grant the petition, and either dissolve or modify the final order which the commission issued in October or September, or grant the petition and set the matter for further hearing.

**Chair Sizemore** asked that the room be cleared so the Commission could go into closed session.

The meeting reconvened after a 10-minute closed session.

**Chair Sizemore** reconvened the meeting and stated that, as the presiding officer in this matter, the petition for reconsideration by Dung Huynh is denied. The petition for reconsideration by Yen Trinh is partially granted. The commission is affirming the violation, but modifying the sanction to a six-month suspension, effective upon filing of the modified order. Our AAG is going to be putting that together. **Commissioner Patterson** stated for the record that she did not agree with the prevailing position to modify the sanction from a revocation to a six-month suspension.

**Chair Sizemore** asked for public comment.

**Victor Mena**, chief operating officer for Washington Gold Casinos and president of the Recreational Gaming Association, addressed the commission. He said that he wanted to make a couple comments in regards to the original financial reports that were given to commissioners earlier today: “There were some questions regarding, basically, the bar graph showing the rise and then the dip through the recession and then the flattening in the last several years. In my opinion, it looking at a very mature market. We're seeing product that has been established for the last 20 years in the market. The card rooms have flattened out as far as by numbers based on, I think, the volume, the velocity of what that product generates. The reason you're not seeing a lot of growth is because that established market isn't growing per se. The product that is growing in the market is going to tend to be more of a newer type of gaming product. Could be, obviously, electronic video. Those types of products are going to create growth in any gaming industry but I do believe that you're starting to see also the impacts of wage. For instance, in 2016, it showed there was less card rooms in the red than 2017. 2017 was the first year of the \$1.50 hit impact, taking our minimum wage up that dramatic bump. We're in the second year of the ¢50 bump and then the coming year is another ¢50 cent bump, but at 2020, it'll go to the \$1.50. You're going to see that red figure probably increase as far as the number of card rooms and that's because, like I said, there just isn't any new product introduced to be able to sustain that.”

**Commissioner Stearns** asked Mr. Mena if there is an issue with player retention. Does Mr. Mena see the demographics changing and are player acquisition costs higher?

**Mr. Mena** commented: “In this market, I would say player acquisition costs are extremely high. You've got a very competitive market set, which creates a lot of promotional spend for the player per capita, which is probably greatly higher than what you see in any other jurisdiction. But that's because the card room industry only has 15 tables, it only has cards, where a traditional casino that has multiple products, multiple items, for a broader range of the populace brings in a higher ratio of the public. Honestly speaking, I think the card rooms are 7% of the gambling public, and so the demographics isn't changing; if anything, it's getting older. Our employees are getting older. It's very fascinating, I started back in 2001, and we had a lot of youngsters back then that were wanting to be dealers, people between 21 and 30. And today, the employment labor pool is so challenged, and it's challenged for multiple reasons, but we can't find 20-somethings that want to do this job any longer. Now that's not a product of the game or gambling in general, that's a product of socioeconomics, as far as the public goes, because these are people that no longer want to deal with interaction. The interaction that the public has is very limited, especially at that age, they're living with a cell phone society, and they'd never had to have person-to-person conversations any longer. And so you're seeing a whole generation of people that have a challenge interacting socially with guests. Restaurants are much challenged, there's no servers to

find, there's no dealers to find, because once somebody has that challenge of confrontation, they tend to just quit. So it's interesting, the employee base is getting older, the customer base is getting older, and so that's why you're seeing Commissioner Patterson's question, 'why isn't there this up uptick with the economy?' It's because it's a maturing business.”

**Chair Sizemore** thanked Mr. Mena for his comments and called for the next person to address the commission.

A gentleman from the audience addressed the commission and was reluctant to give his name. After some insistence by Chair Sizemore, the gentleman stated his name as Mr. Todd Ruzicka [sp?] **Mr. Ruzicka** thanked the commission for hearing his question. He asked about current events at the Puyallup Indian Tribe's Emerald Queen Casino. **Commissioner Troyer** stated that he recognized the reporter Mr. Ruzicka was sitting next to during the meeting and asked him if he was acting as a media agent. Mr. Ruzicka said no. **Commissioner Troyer** responded to Mr. Ruzicka's original question and stated that the Gambling Commission is a limited-jurisdiction law enforcement agency and, as such, investigates those types of accusations all the time. **Commissioner Troyer** stated that criminal cases investigated across the state by the Gambling Commission are prosecuted in the same manner as any other law enforcement agency. Until any investigation is concluded, the Gambling Commission would have no comment. **Mr. Ruzicka** thanked the commission for their time and left the meeting.

#### **Other Business/General Discussion/Public Comment**

**Chair Sizemore** called for any further comment. There was no further comment. Chair Sizemore reminded the audience that the next commission meeting will be Jan. 10, 2019 at the Hampton Inn and Suites in Olympia.

The Commission meeting adjourned at 3:35 p.m.



COMMISSION APPROVAL LIST  
(New Licenses & Class III Gaming Employees)  
January 2019

Index

	<u>PAGE</u>
NONPROFIT ORGANIZATIONS & COMMERCIAL BUSINESSES.....	1-4
MANUFACTURER REPRESENTATIVES .....	5-7
NON-PROFIT GAMBLING MANAGERS.....	7
SERVICE SUPPLIER REPRESENTATIVES.....	7
CARD ROOM EMPLOYEES .....	7-13
CLASS III GAMING EMPLOYEES .....	14-23

PAGES: 23

Based upon the licensing investigations, staff recommends approving all new Licenses and Class III employees listed on pages 1 to 23.

22

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS**

**BINGO**

AMERICAN LEGION 00072 00-01388 01-01022	A	116 COLLEGE AVE CHENEY WA 99004
CASCADE COMMUNITY ASSOC 00-23668 01-02775	A	2311 W 16TH AVE SPOKANE WA 99224
CLE ELUM VOLUNTEER FIREFIGHTERS ASSOCIATION 00-24066 01-02743		220 N PENNSYLVANIA AVE CLE ELUM WA 98922
FNDN FOR N AMERICAN WILD SHEEP/WA CHAP 00-16035 01-02776	A	37500 SE NORTH BEND WAY SNOQUALMIE WA 98065
GOLD BAR NATURE TRAILS COMMUNITY CLUB 00-06518 01-01990	A	16411 MAY CREEK RD GOLD BAR WA 98251
GRANGE 00730/ HUMPTULIPS 00-19288 01-02777	A	32 MCAFEE RD HUMPTULIPS WA 98552
HARMONY ELEMENTARY PTA UNIT 3.6.11 00-19881 01-02778	A	17404 A NE 18TH ST VANCOUVER WA 98684
HOLY ROSARY CATHOLIC CHURCH 00-00635 01-00924	A	4142 42ND AVE SW SEATTLE WA 98116
VFW 01263 00-00124 01-02774		416 BURNETT AVE S RENTON WA 98057-2551

**RAFFLE**

AMERICAN LEGION 00072 00-01388 02-20953	A	116 COLLEGE AVE CHENEY WA 99004
BETZ ELEMENTARY PTA 00-23394 02-20954	A	317 N 7TH CHENEY WA 99004
BPOE 00318 00-00647 02-00488	A	318 GOLF COURSE LP SELAH WA 98942-1926
BPOE 01450/PUYALLUP 00-00223 02-00671	A	314 27TH ST NE PUYALLUP WA 98372-3105
CASCADE COMMUNITY ASSOC 00-23668 02-20955	A	2311 W 16TH AVE SPOKANE WA 99224
FEAT OF WASHINGTON 00-24293 02-20945		1190 NE LILAC ST 208 ISSAQUAH WA 98029

u

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS****RAFFLE**

FNDN FOR N AMERICAN WILD SHEEP/WA CHAP 00-16035 02-02678 D	37500 SE NORTH BEND WAY SNOQUALMIE WA 98065
FOE 00249 00-00263 02-00754 A	901 7TH ST ANACORTES WA 98221
FOE 03324 00-00036 02-20956 A	11440 AVONDALE RD REDMOND WA 98052
FOE AUX 01387 00-09673 02-20936	29021 SR 410 E BUCKLEY WA 98321-0000
GLENWOOD SCHOOL ASB 00-21757 02-08926 A	320 BUNNELL GLENWOOD WA 98619
GOLD BAR NATURE TRAILS COMMUNITY CLUB 00-06518 02-01838 A	16411 MAY CREEK RD GOLD BAR WA 98251
GRANGE 00730/ HUMPTULIPS 00-19288 02-20957 B	32 MCAFEE RD HUMPTULIPS WA 98552
HARMONY ELEMENTARY PTA UNIT 3.6.11 00-19881 02-20958 A	17404 A NE 18TH ST VANCOUVER WA 98684
HOLY ROSARY CATHOLIC CHURCH 00-00635 02-00473 A	4142 42ND AVE SW SEATTLE WA 98116
JOHN HAY PUBLIC SCHOOL FNDN 00-21559 02-08867 B	201 GARFIELD ST SEATTLE WA 98109
LAKE ROOSEVELT HIGH SCHOOL ASB 00-22247 02-20959 A	505 CREST DR COULEE DAM WA 99116
OHIO STATE ALUMNI SEATTLE 00-24287 02-20943	25446 SE 42ND ST ISSAQUAH WA 98029
OLIVE CREST 00-23331 02-09497	411 UNIVERSITY ST SEATTLE WA 98101
PHEASANTS FOREVER/ CHAP 00257 00-21787 02-20948	1500 REGENTS BLVD FIRCREST WA 98466
SAMUEL AND ALTHEA STROUM JEWISH COMMUNITY CEN 00-11162 02-20947	3801 E MERCER ST MERCER ISLAND WA 98040
SENIOR SERVICES OF ISLAND COUNTY 00-05481 02-02301	14594 SR 525 LANGLEY WA 98260

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS****RAFFLE**

SENIOR SERVICES/SEQUIM

00-01186 02-02504

921 E HAMMOND ST

SEQUIM WA 98382-0000

SNOQUALMIE ELEMENTARY PTSA 2.18.23

00-24290 02-20944

39801 SE PARK ST

SNOQUALMIE WA 98065

ST. FRANCES CABRINI CHURCH

00-24274 02-20940

1000 HORNE DR

BENTON CITY WA 99320

UNITED WAY OF BENTON &amp; FRANKLIN COUNTIES

00-23381 02-09532

7016 W GRANDRIDGE BLVD

KENNEWICK WA 99336

VFW 01263

00-00124 02-20951

416 BURNETT AVE S

RENTON WA 98057-2551

VISIONS INVOLVEMENT PROGRAM

00-24096 02-20826

19878 PARSON CREEK RD

SEDRO WOOLLEY WA 98284

WISHKAH BOOSTER CLUB/ PTO

00-24302 02-20962

49 BARETICH RD

ABERDEEN WA 98520

**AMUSEMENT GAMES NONPROFIT**

BETZ ELEMENTARY PTA

00-23394 03-20743

B

317 N 7TH

CHENEY WA 99004

FNDN FOR N AMERICAN WILD SHEEP/WA CHAP

00-16035 03-20744

B

37500 SE NORTH BEND WAY

SNOQUALMIE WA 98065

HARMONY ELEMENTARY PTA UNIT 3.6.11

00-19881 03-20745

B

17404 A NE 18TH ST

VANCOUVER WA 98684

SAMUEL AND ALTHEA STROUM JEWISH COMMUNITY CEN

00-11162 03-20740

3801 E MERCER ST

MERCER ISLAND WA 98040

**PUNCHBOARD/PULL-TAB COMMERCIAL STIMULANT**

CAPPY RICK'S BLACK PEARL TAVERN

00-24253 05-21563

710 J ST

HOQUIAM WA 98550

CENTRAL AVE PUB

00-24283 05-21576

1404 CENTRAL AVE S

KENT WA 98032

PURDYS PUBLIC HOUSE

00-24265 05-21569

17136 SR 410 E

SUMNER WA 98390

ORGANIZATION NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS**

**PUNCHBOARD/PULL-TAB COMMERCIAL STIMULANT**

THE NEW SIREN TAVERN INC  
00-24273 05-21572

3403 4TH AVE S  
SEATTLE WA 98134

WILLY DS IDLE HOUR  
00-24282 05-21575

10609 GILBERT RD  
YAKIMA WA 98903

**NON HOUSE-BANKED CARD GAME**

YELM ADULT COMMUNITY CENTER  
00-24240 60-00543

10726 MILL ROAD SE  
YELM WA 98597

CAPPY RICK'S BLACK PEARL TAVERN  
00-24253 65-07489

710 J ST  
HOQUIAM WA 98550

STORMIN NORMANS SHIPFACED SALOON  
00-24205 65-07493

12303 E TRENT AVE  
SPOKANE VALLEY WA 99216

WILLY DS IDLE HOUR  
00-24282 65-07492

10609 GILBERT RD  
YAKIMA WA 98903



PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**MANUFACTURER REPRESENTATIVE**

AGNEW, BRIAN M  
23-02075

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

BARRIE, ANDREA E  
23-02861

IGT  
LAS VEGAS NV 89113

BERNARD, MICHELLE R  
23-02870

IGT  
LAS VEGAS NV 89113

BOHL, JAIME  
23-02871

IGT  
LAS VEGAS NV 89113

BRAFFORD, HARDY W  
23-02879

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

CARTER, ROBERT R  
23-02876

ARIES TECHNOLOGY LLC  
GROVE OK 74344-6251

DELANEY, MICHAEL  
23-00883

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

DURAND-RAMOS, APRIL A  
23-02854

EVERI PAYMENTS INC  
LAS VEGAS NV 89113-2175

EDMONDS, JEFFERY A  
23-02872

EVERI PAYMENTS INC  
LAS VEGAS NV 89113-2175

GOAD, STEVEN C  
23-02868

IGT  
LAS VEGAS NV 89113

GUNDAPANENI, GEETHA  
23-02875

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

HILARIO, PERCIGIL  
23-02884

IGT  
LAS VEGAS NV 89113

HUFFEY, NEIL H  
23-02852

EVERI PAYMENTS INC  
LAS VEGAS NV 89113-2175

HUNTER, SHERRIE L  
23-01411

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

JUDSON, WARREN G  
23-02873

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

KRAUS, DANA M  
23-02858

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**MANUFACTURER REPRESENTATIVE**

KROUT, ALEX D  
23-02853

EVERI GAMES INC.  
AUSTIN TX 78746

LOUTHAN, BRANDON R  
23-02855

EVERI PAYMENTS INC  
LAS VEGAS NV 89113-2175

LOVETT, SUSAN D  
23-02863

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

MAPANO, CHELSEA R  
23-02866

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

MELANCON, PAUL S JR  
23-02860

VGT  
FRANKLIN TN 37067

MONTMINY, CARL  
23-01609

BLUBERI GAMING CANADA INC  
DRUMMONDVILLE QC J2C7E9

NISWANGER, TRACY L  
23-01579

BLUBERI GAMING USA INC  
DRUMMONDVILLE QC J2C7E9

REYNARD, KENNETH K JR  
23-02867

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

REYNOLDS, STEPHEN M  
23-01080

IGT  
LAS VEGAS NV 89113

RODGERS, PARRIS M  
23-02874

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

SALGUERO, OSWALDO I  
23-02865

ARISTOCRAT TECHNOLOGIES INC  
LAS VEGAS NV 89135

SCHNEIDER, ALFRED D  
23-02864

ARIES TECHNOLOGY LLC  
GROVE OK 74344-6251

SOLOMON, NICOLE A  
23-02877

EVERI PAYMENTS INC  
LAS VEGAS NV 89113-2175

SPAIN, JACOB R  
23-02856

GALAXY GAMING  
LAS VEGAS NV 89119

STARR, JAMES C  
23-00494

VGT  
FRANKLIN TN 37067

STIMAC, MARKO J  
23-02869

IGT  
LAS VEGAS NV 89113

PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**MANUFACTURER REPRESENTATIVE**

TRUJILLO-MURILLO, ERNESTO  
23-02862

BALLY TECHNOLOGIES  
LAS VEGAS NV 89119

WALTON, BRANT E  
23-02859

VGT  
FRANKLIN TN 37067

WILLIAMS, GLEN A  
23-02878

VGT  
FRANKLIN TN 37067

**NON-PROFIT GAMBLING MANAGER**

CANT, SUSAN D  
61-04683

FOE 02622  
MOSES LAKE WA 98837

MCBEE, RICHARD L  
61-04687

FOE 01555  
KELSO WA 98626

MCCABE, JESSICA J  
61-04686

FOE 00249  
ANACORTES WA 98221

MOORE, TIFFANY L  
61-04534

BPOE 01181  
BREMERTON WA 98310

WEBBENHURST, LOGAN N  
61-04684

SPOKANE YOUTH SPORTS ASSN  
SPOKANE WA 99201

WILLIAMS, LESLIE A  
61-04685

BPOE 01181  
BREMERTON WA 98310

**SERVICE SUPPLIER REPRESENTATIVE**

GEBHARDT, EDWARD C  
63-00802

RELIABLE SECURITY SOUND & DATA  
EVERETT WA 98206-1295

SMOCK, THOMAS F  
63-00850

SALISHAN-MOHEGAN LLC  
VANCOUVER WA 98660

**CARD ROOM EMPLOYEE**

ADAMS, JONISSA B  
68-35071

B

ZEPPOZ  
PULLMAN WA 99163

PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**CARD ROOM EMPLOYEE**

BARNES, DENNIS W 68-35043	B	BLACK PEARL RESTAURANT & CARD SPOKANE VALLEY WA 99206-471
BAXTER, TYLER R 68-35064	B	THE GETAWAY CASINO WALLA WALLA WA 99362
BEAR-JOHNSON, JONATHAN L 68-35077	B	HAWKS PRAIRIE CASINO LACEY WA 98516
BILLS, MADALYNNE M. 68-35082	B	JOKER'S CASINO SPORTS BAR & FIEST RICHLAND WA 99352-4122
BROUWER, VICTOR R 68-25640	B	GREAT AMERICAN CASINO/TUKWILA TUKWILA WA 98168
BROWNING, CHRISTOPHER S 68-29231	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
BURGE, JORDAN M 68-33650	B	JOKER'S CASINO SPORTS BAR & FIEST RICHLAND WA 99352-4122
CAELUM GONZALES, NOCTIS L 68-35095	B	RC'S AT VALLEY LANES SUNNYSIDE WA 98944
CALANTOC, RALPH EDUARD S 68-35075	B	FORTUNE CASINO - TUKWILA TUKWILA WA 98168
CAULFIELD, PHILIP A 68-33168	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
CHEN, YANLING 68-35087	B	RIVERSIDE CASINO TUKWILA WA 98168
CHUM, KONTHEA 68-03941	B	GREAT AMERICAN CASINO/LAKEWOOD LAKEWOOD WA 98499
CUNNINGHAM, CAROL Y 68-33557	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
DODGE, ERIC K 68-35022	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
DRAFFIN, ALLISON R 68-35018	B	ZEPPOZ PULLMAN WA 99163
DUNNING, GRACE M 68-12767	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802

PERSON'S NAME

EMPLOYER'S NAME

LICENSE NUMBER

PREMISES LOCATION

## NEW APPLICATIONS

## CARD ROOM EMPLOYEE

FLEISCHMAN, ASHLEY L 68-35053	B	LAST FRONTIER LA CENTER WA 98629-0000
FORCHER, LAUREL A 68-15703	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
GOMEZ, JUDIE G 68-35105	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
GONZALLES, LUIS M 68-35058	B	CRAZY MOOSE CASINO/PASCO PASCO WA 99301
HALEY, REBECCA J 68-35046	B	LILAC LANES & CASINO SPOKANE WA 99208-7393
HAMMOND, RENEE M 68-16744	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
HANSEN, ERIK J 68-29235	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
HERNANDEZ, DANILO V II 68-35099	B	RC'S AT VALLEY LANES SUNNYSIDE WA 98944
HIGGINS, TIMOTHY A 68-01808	B	LILAC LANES & CASINO SPOKANE WA 99208-7393
HUANG, DI 68-25401	B	RIVERSIDE CASINO TUKWILA WA 98168
HUMMEL, OLIVER V 68-35078	B	ZEPPOZ PULLMAN WA 99163
JENSEN, TIMOTHY H 68-35068	B	LANCER LANES/REST AND CASINO CLARKSTON WA 99403-2219
KAHLA, CHADI S 68-28740	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
KANG, JOCELYN E 68-35092	B	MACAU CASINO TUKWILA WA 98188-2437
KARNES, TAYLOR M 68-35042	B	WILD GOOSE CASINO ELLENSBURG WA 98926
KIM, PHALY 68-04306	B	EMERALD DOWNS AUBURN WA 98001

PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**CARD ROOM EMPLOYEE**

LAFauci, RUSSELL J 68-35047	B	HAWKS PRAIRIE CASINO LACEY WA 98516
LAMB, CYNTHIA A 68-35025	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
LE, PHONG T 68-06708	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
LEWIS, SHAYLA F 68-13401	B	LANCER LANES/REST AND CASINO CLARKSTON WA 99403-2219
LI, MEIYAN 68-31285	B	ROMAN CASINO SEATTLE WA 98178
LIANG, ZHUKAI 68-35057	B	RIVERSIDE CASINO TUKWILA WA 98168
LIU, SHAO H 68-35040	B	ROMAN CASINO SEATTLE WA 98178
LOUIE, JENNIFER 68-03003	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
LU, AMANDA M 68-32509	B	RIVERSIDE CASINO TUKWILA WA 98168
LY, HOAI D 68-35055	B	ROXY'S BAR & GRILL SEATTLE WA 98126
MAI, WENWEN 68-35070	B	RIVERSIDE CASINO TUKWILA WA 98168
MAINS, DUNCAN J 68-35050	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
MASON, TRACY D 68-35026	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
MENDOZA, LAUREN V 68-35060	B	THE GETAWAY CASINO WALLA WALLA WA 99362
MILLS, JEREMIE J 68-35090	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
MITCHELL, DENNIS M 68-04957	B	LUCKY 21 CASINO WOODLAND WA 98674

PERSON'S NAME

EMPLOYER'S NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS****CARD ROOM EMPLOYEE**

NAM, BYUNG Y 68-34865	B	GREAT AMERICAN CASINO/EVERETT EVERETT WA 98204
NGUYEN, PETER P 68-35093	B	RIVERSIDE CASINO TUKWILA WA 98168
NORRIS, JOHNATHON M 68-35066	B	ROYAL CASINO EVERETT WA 98204
OLIN, RHIANON H 68-35020	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
OMELIA, EVAN F 68-35086	B	ZEPPOZ PULLMAN WA 99163
ORTIZ, ALEXIS 68-35062	B	BUZZ INN STEAKHOUSE/EAST WENAT EAST WENATCHEE WA 98802
PADILLA, FELICITY A 68-35081	B	CASINO CARIBBEAN YAKIMA WA 98901
PALMER, JONATHAN A 68-16477	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
PHAN, JAMES Q 68-35097	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
PRESTON, JON M III 68-35054	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
REED, TROY L 68-28672	B	WIZARDS CASINO BURIEN WA 98166-2524
RITZ, MARK 68-35080	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
ROBLES, FRANCISCO M 68-35094	B	CASINO CARIBBEAN YAKIMA WA 98901
RODRIGUEZ, JORGE L 68-35023	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
ROSE, LUKE C 68-35091	B	SLO PITCH PUB & EATERY BELLINGHAM WA 98225
SANCHEZ, MICHAEL R 68-33811	B	ZEPPOZ PULLMAN WA 99163

PERSON'S NAME  
LICENSE NUMBER

EMPLOYER'S NAME  
PREMISES LOCATION

**NEW APPLICATIONS**

**CARD ROOM EMPLOYEE**

SCANLAN HAWKINS, HEATHER L 68-35039	B	GREAT AMERICAN CASINO/TUKWILA TUKWILA WA 98168
SCHANEMAN, SUSAN M 68-11772	B	COYOTE BOB'S CASINO KENNEWICK WA 99336
SCHIBIG, TYLER P 68-35096	B	CASINO CARIBBEAN YAKIMA WA 98901
SEWELL, AARON J 68-35027	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
SLOAN, CHERYL L 68-35098	B	GREAT AMERICAN CASINO/EVERETT EVERETT WA 98204
SMITH, CRYSTAL J 68-15738	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
SMITH, JORDON D 68-35028	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
SMITH, JOSH T 68-10221	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
SROEUY, SANA 68-17533	B	GREAT AMERICAN CASINO/LAKEWOOD LAKEWOOD WA 98499
STEIN, KATELYN M 68-31940	B	LUCKY 21 CASINO WOODLAND WA 98674
TABUDLO, SHERWIN A 68-35100	B	WIZARDS CASINO BURIEN WA 98166-2524
TAPEALAVA, SOLOMON V 68-35083	B	RIVERSIDE CASINO TUKWILA WA 98168
TERRELL, DIAMOND 68-35106	B	RED DRAGON CASINO MOUNTLAKE TERRACE WA 9804
TILLMAN, TARA L 68-35079	B	CASINO CARIBBEAN YAKIMA WA 98901
TUPAS, DANILO C 68-32714	B	SILVER DOLLAR CASINO/RENTON RENTON WA 98057
VALENTI, ANTHONY N 68-35038	B	ALL STAR CASINO SILVERDALE WA 98383



PERSON'S NAME

EMPLOYER'S NAME

LICENSE NUMBER

PREMISES LOCATION

**NEW APPLICATIONS**

**CARD ROOM EMPLOYEE**

VETSCH, ANDREW J 68-35044	B	ACES CASINO ENTERTAINMENT SPOKANE VALLEY WA 99216
WEINHANDL, SUSAN C 68-26743	B	ACES CASINO ENTERTAINMENT SPOKANE VALLEY WA 99216
WHITE, DONDUS J 68-35048	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
YENGLIN, MICHAEL A 68-35049	B	CLEARWATER SALOON & CASINO EAST WENATCHEE WA 98802
YI, YUE J 68-35065	B	ROMAN CASINO SEATTLE WA 98178
ZACHMAN, ARICK C 68-35088	B	LILAC LANES & CASINO SPOKANE WA 99208-7393

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**CHEHALIS CONFEDERATED TRIBES**

BALBARINO-CRUZ, VENASSA M  
69-45856

BLACK, JACOB J  
69-40032

GODDARD, RANESSA P  
69-20331

JOHNSON, AUSTIN J  
69-45699

MACNAUGHTON, JUANITA J  
69-45899

MAPEL, JOHN D  
69-45785

ONEAL, MICHAEL D  
69-45932

SCADLOCK, YVETTE M  
69-45745

**COLVILLE CONFEDERATED TRIBES**

GARCIA LOPEZ, ALEXIS I  
69-45924

JOHNS, HATTIE I  
69-45919

LOUIE, CALEM R  
69-33331

PRICE, CINDY A  
69-45914

REYNOLDS, BRITTANY M  
69-39680

SMITH, ALISHA M  
69-28603

**KALISPEL TRIBE**

ALSUP, SIERRA O  
69-45917

ASHLEY, SHARLEEN M  
69-45859

AULD, KALEB J  
69-45700

BERCIER, CHARLES J  
69-45762

BIGELOW, NICHOLAS J  
69-45783

BROWNEAGLE, DAVONICA D  
69-45697

BURNETT, MELISSA J  
69-45702

CAMPBELL, MARY E  
69-45701

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**KALISPEL TRIBE**

DITCH, RACHELLE M  
69-45897

FERRARA, ANDREW M  
69-45763

FINLEY, ERIC A  
69-24655

FISK, MICHELE L  
69-45858

GRAVES, JAMES A  
69-45814

HEVA, JANET M  
69-45760

LA LONDE, SHAUN D  
69-45761

LENHART, MARTIN L  
69-45915

LIMBERHAND, NAOMI M  
69-45830

MANUSIA, OLIVIA P  
69-45829

MONTERO ABREU, JOSE L  
69-45860

MYRICK, NORA L  
69-45818

RATHBURN, TARRA L  
69-45816

ROASTINGSTICK-SIMON, JALEN S  
69-45707

SILVA, RAYMOND L  
69-45923

SOCHA, RILEY M  
69-45896

SPEGAL, EDWIN C  
69-45724

STARRING, KENNADY J  
69-45831

**LUMMI NATION**

CARLISLE, TERESA L  
69-45736

PHARE, SHERYL M  
69-45819

QUINN, VERNELL  
69-23260

SHEPARD, ROWLAND N  
69-06467

SHUFELT, BRANDI M  
69-45827

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**MUCKLESHOOT INDIAN TRIBE**

BARRIENTOS, GEOVANNY A  
69-45781

BENNETT, ANDREW T  
69-45836

COMENOUT, ROSANNA E  
69-15945

GONZALEZ APARICIO, GERARDO  
69-45837

HARRISON, BEVERLY  
69-39258

JACKSON, SHANE M  
69-45742

LY, KARENA L  
69-45916

NAIDU, MUNESWARAN R  
69-45838

NGUYEN, THANH TU D  
69-45759

PATTERSON, NATHAN J  
69-45812

RIDES THE GREY HORSE, GALENDEAN A  
69-45811

RITCHEY, CRAIG M  
69-45839

SAETEURN, VANESSA M  
69-45810

VAN, KEVIN K  
69-45743

**NISQUALLY INDIAN TRIBE**

BARBRE, BRANDON S  
69-45803

CORRELL, CHRISTOPHER B  
69-45822

JAMES, VICTOR B  
69-45804

MOIR, KYLE E  
69-45720

MOSES, CATALINA B  
69-45723

**PORT GAMBLE S'KLALLAM TRIBE**

CESSOR, ROCKY E  
69-45739

COREY, CLINTON C JR  
69-45592

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**PORT GAMBLE S'KLALLAM TRIBE**

KOPLASKI, CHRISTOPHER R  
69-45737

LEANY, KEITH  
69-45730

MARTIN, DAYLON M  
69-45733

PURSER, IRENE D  
69-45790

SALYER, MICHAEL S  
69-45731

VON SEGGERN, JODI S  
69-45740

WELLINGTON, MARY E  
69-45732

**PUYALLUP TRIBE OF INDIANS**

BODMER, WILLIAM J  
69-45713

CARRUTHERS, ALEXIS L  
69-45782

CEPEDA, JESSICA S  
69-45779

CHAMPION, KATHERINE C  
69-45823

COODAY, VALERIE L  
69-05937

DAVENDARAN, NFN  
69-38039

GOWER, YAHOLA S  
69-45849

KEM, MARADY  
69-45895

KRUEGER, RANDY C  
69-45893

MAGAWAY, YMMARAH M  
69-45926

MC GRATH, DOREEN M  
69-45718

NEAL, TIMOTHY W  
69-45728

PENEUETA, LARRY M  
69-45714

SILVERSMITH, CHELSEA C  
69-45719

SINDER, CHRISTOPHER C  
69-45820

TARDIFF, DENNIS R  
69-45918

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**PUYALLUP TRIBE OF INDIANS**

TERPENING, JOEANN L  
69-45729

TURNING ROBE, JASON M  
69-45894

ULU, FA'AETA I S  
69-45710

WARRICK, MICHELE L  
69-45798

**QUINAULT NATION**

CRUZ, ATILANO A  
69-32896

DENNY, ERIC L  
69-45920

MEEHAN, DANE K  
69-45872

**SPOKANE TRIBE**

ASHBAUGH, DINELL E  
69-45922

GARCIA, MARTIN A  
69-45853

HEINE, EDNA R  
69-27879

PALMANTEER, GAIGHTES A  
69-24891

REED, TRISTAN C  
69-45921

SESLAR, NOAH J  
69-45821

WALKER, DEVONN M  
69-45751

**SQUAXIN ISLAND TRIBE**

BINGLEY, NICHOLAS R  
69-40891

GALLAND, KATRINA L  
69-45834

JOHANNSON, BJORN J  
69-45757

JOHNSON, TABATHA A  
69-45750

LABRADO, SALLI R  
69-35812

MUSULAS, KYLE R  
69-45756

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**SQUAXIN ISLAND TRIBE**

PHILLIPS, STACEY J  
69-43231

SMITH, TRESSA R  
69-21522

WEBSTER, ANTHONY E  
69-18919

**STILLAGUAMISH TRIBE**

BARTON, JON R  
69-45855

BOSS, DERK J JR  
69-45788

COLE, SARAH S  
69-45744

GOODWIN CHIK, DAWN M  
69-45725

GREEN, DAWN M  
69-45828

GREINER, SARAH L  
69-45807

KING, WILLIAM R  
69-45789

MESSICK, JAY S  
69-45891

SANCHEZ BAEZ, KRISTHIAN G  
69-45890

SHIRLEY, NADINE  
69-45854

THOMSEN, JENIFFER L  
69-45722

**SUQUAMISH TRIBE**

BUECHLER, STEVEN W  
69-12578

DORMAIER, KENDALE T  
69-45903

GUEVARRA, IRENE P  
69-45832

ROGERS, JOHN C JR  
69-45703

WATSON, KRISTOPHER K  
69-45704

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**SWINOMISH INDIAN TRIBAL COMMUNITY**

AGUIRRE IBARRA, LESSLIANN  
69-45692

AYS, DANIEL J  
69-45904

BAKEMEYER, BRANDON M  
69-45780

BANNER, AMANDA G  
69-45799

BARR, BAMBI J  
69-27983

BILL, LEONARD J JR  
69-45833

EM, THAVY  
69-45754

HANSEN, MATTHEW C  
69-45873

HILDERBRAND, COLBY N  
69-45809

JONES, ANDRE  
69-45930

KELLEY, MARY K  
69-45929

LOPES, JACOB D  
69-45689

MCGEE, EMMANUEL  
69-45691

MCLAUGHLIN, TANNER M  
69-45931

NUZUM, JOSHUA D  
69-45758

OLAWUMI, AYODEJI E  
69-45679

PRASETYA, MAHARANI P  
69-45808

REBERT, NELSON W  
69-45716

RUSHIN, TEASA L  
69-45688

THOMAS, ALECXANDER L  
69-45693

THOMPSON, PAUL H III  
69-45717

TORRES, VICTORIA I  
69-45715

WEEDEN, JENNIFER L  
69-45690



PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

**THE TULALIP TRIBES**

BLAKE, ANGELO E  
69-45765

BURNELL, TAD C  
69-38291

BURTON, JOHN V  
69-04333

CARTER, TAMIKA A  
69-45862

DENUYL, AMBER R  
69-45677

DODGE, TYLER R  
69-45845

DUSHKIN, BRITTANY M  
69-45569

ERBAS, JHAMILLE B  
69-45746

FISK, ISAAC M  
69-45749

FOXLEY, ROBERT J  
69-45844

GAINES, JERAMY C  
69-25542

HAZELBAKER, JESSICA A  
69-45901

HEDSTROM, JONATHAN R  
69-45686

JANASZ, MICHAEL B  
69-45747

KELICH, MATTHEW A  
69-45843

KEMPMA, JOHN C JR  
69-45842

LEIVA AVILA, HUGO  
69-45846

MCALLISTER, LAUREN A  
69-37381

ROBERTS-JOHNNY, DARLENE M  
69-45847

ROBINSON, NATASHA M  
69-45748

SICADE, SAMANTHA D  
69-45869

SIRIWATANARONGROJ, VACHARA  
69-28424

SMITH, CHADWICK J  
69-45902

STRAND, PAMELA K  
69-45684

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

THE TULALIP TRIBES

WASCHELL, JEFFREY A  
69-45841

WILBURG, ARTEEMIS J  
69-45848

WILLIAMS, VASHTI C  
69-45861

UPPER SKAGIT INDIAN TRIBE

ESQUEDA, MIRKA S  
69-45813

GEFFRARD, MARCEL JR  
69-45857

JOHNSON, BETTE J  
69-45784

MASON, GERRI K  
69-08114

PRATER, MELISSA L  
69-45835

STEMKOWSKI, NATHANIEL J  
69-45925

YAKAMA NATION

AXTELL, QUELINE R  
69-33031

BEGAYE, JODI M  
69-45878

BRONCHEAU, ELENA C  
69-34605

FAIRBANKS, JOSHUA T  
69-32182

FLINCHUM, HEATHER L  
69-22212

GOMEZ VALENCIA, MARIA T  
69-45706

GREEN, LAKOMA S  
69-45871

GRIGGS, FENELIA  
69-45320

LANGSTON, CINDY A  
69-45877

LONGEE, LANE'YA M  
69-45787

RAMIREZ CORTEZ, LUISANTONIO  
69-45870

RANES, JORDAN R  
69-45875

PERSON'S NAME

CERTIFICATION / ELIGIBILITY NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEE**

YAKAMA NATION

SAMPSON, GEORGE L  
69-45696

SANCHEZ, YOLANDA I  
69-45874

SKAHAN, ANNIE S  
69-15090

THOMPSON, APRIL M  
69-40282

TSOSIE, THOMAS  
69-45876

WABAUNSEE, ALYSSA A  
69-45705



## HOUSE-BANKED PUBLIC CARD ROOM REPORT

Current House- Banked Locations Operating		46			
	City	Commission Approval Date	License Expiration Date	Org #	License #
ACES CASINO ENTERTAINMENT	SPOKANE VALLEY	Mar 13, 2014	Dec 31, 2018	00-23112	67-00325
ALL STAR CASINO	SILVERDALE	Jan 14, 1999	Jun 30, 2019	00-18357	67-00058
BLACK PEARL RESTAURANT & CARD ROOM	SPOKANE VALLEY	Jan 10, 2013	Sep 30, 2019	00-22440	67-00321
BUZZ INN STEAKHOUSE/EAST WENATCHEE	EAST WENATCHEE	Oct 10, 2002	Dec 31, 2018	00-11170	67-00183
CARIBBEAN CARDROOM	KIRKLAND	Aug 13, 2009	Mar 31, 2019	00-21882	67-00285
CASINO CARIBBEAN	YAKIMA	Mar 14, 2002	Dec 31, 2018	00-17603	67-00093
CASINO CARIBBEAN	KIRKLAND	Nov 15, 2005	Sep 30, 2019	00-20427	67-00238
CHIPS CASINO/LAKEWOOD	LAKEWOOD	Apr 8, 1999	Dec 31, 2018	00-17414	67-00020
CLEARWATER SALOON & CASINO	EAST WENATCHEE	Apr 9, 2015	Dec 31, 2018	00-23386	67-00328
CLUB HOLLYWOOD CASINO	SHORELINE	Sep 9, 2010	Jun 30, 2019	00-22132	67-00303
COYOTE BOB'S CASINO	KENNEWICK	Jul 10, 2009	Mar 31, 2019	00-21848	67-00282
CRAZY MOOSE CASINO II/MOUNTLAKE TERRACE	MOUNTLAKE TERRACE	Jul 10, 2009	Mar 31, 2019	00-21849	67-00283
CRAZY MOOSE CASINO/PASCO	PASCO	Jul 10, 2009	Mar 31, 2019	00-21847	67-00281
EMERALD DOWNS	AUBURN	May 11, 2017	Mar 31, 2019	00-23814	67-00335
FORTUNE CASINO - RENTON	RENTON	Jan 8, 2015	Sep 30, 2019	00-23339	67-00327
FORTUNE CASINO - TUKWILA	TUKWILA	Oct 8, 2015	Jun 30, 2019	00-23465	67-00329
GOLDIE'S SHORELINE CASINO	SHORELINE	May 13, 1999	Dec 31, 2018	00-17610	67-00016
GREAT AMERICAN CASINO/EVERETT	EVERETT	Nov 12, 1998	Dec 31, 2018	00-19513	67-00194
GREAT AMERICAN CASINO/LAKEWOOD	LAKEWOOD	Aug 14, 2003	Jun 30, 2019	00-19258	67-00184
GREAT AMERICAN CASINO/TUKWILA	TUKWILA	Jan 15, 1998	Sep 30, 2019	00-12554	67-00012
HAWKS PRAIRIE CASINO	LACEY	Jul 12, 2001	Jun 30, 2019	00-17579	67-00091
IRON HORSE CASINO	AUBURN	Jan 9, 2003	Dec 31, 2018	00-19477	67-00192

06

**Current House- Banked Locations Operating**

**46**

	City	Commission Approval Date	License Expiration Date	Org #	License #
JOKER'S CASINO SPORTS BAR & FIESTA CD RM	RICHLAND	Nov 12, 1998	Dec 31, 2018	00-15224	67-00006
LANCER LANES/REST AND CASINO	CLARKSTON	Nov 13, 2008	Sep 30, 2019	00-21681	67-00276
LAST FRONTIER	LA CENTER	Feb 11, 1999	Sep 30, 2019	00-11339	67-00055
LILAC LANES & CASINO	SPOKANE	Jul 12, 2007	Jun 30, 2019	00-21305	67-00267
LUCKY 21 CASINO	WOODLAND	Oct 8, 2013	Jun 30, 2019	00-22918	67-00322
MACAU CASINO	LAKEWOOD	Jul 12, 2007	Mar 31, 2019	00-20428	67-00239
MACAU CASINO	TUKWILA	Jan 12, 2012	Sep 30, 2019	00-22573	67-00319
NOB HILL CASINO	YAKIMA	Sep 12, 2001	Dec 31, 2018	00-13069	67-00173
PALACE CASINO LAKEWOOD	LAKEWOOD	Jan 14, 1999	Dec 31, 2018	00-16542	67-00028
PAPAS CASINO RESTAURANT & LOUNGE	MOSES LAKE	Aug 13, 1998	Jun 30, 2019	00-02788	67-00004
RC'S AT VALLEY LANES	SUNNYSIDE	Nov 16, 2017	Mar 31, 2019	00-16220	67-00336
RIVERSIDE CASINO	TUKWILA	Aug 14, 2003	Jun 30, 2019	00-19369	67-00187
ROMAN CASINO	SEATTLE	Feb 10, 2000	Mar 31, 2019	00-17613	67-00057
ROXY'S BAR & GRILL	SEATTLE	Nov 18, 2004	Jun 30, 2019	00-20113	67-00231
ROYAL CASINO	EVERETT	Sep 9, 2010	Jun 30, 2019	00-22130	67-00301
SILVER DOLLAR CASINO/MILL CREEK	BOTHELL	Sep 9, 2010	Jun 30, 2019	00-22131	67-00302
SILVER DOLLAR CASINO/RENTON	RENTON	Sep 9, 2010	Jun 30, 2019	00-22134	67-00305
SILVER DOLLAR CASINO/SEATAC	SEATAC	Sep 9, 2010	Jun 30, 2019	00-22128	67-00299
SLO PITCH PUB & EATERY	BELLINGHAM	Aug 12, 1999	Jun 30, 2019	00-16759	67-00038
THE GETAWAY CASINO	WALLA WALLA	Mar 11, 2016	Jun 30, 2019	00-23485	67-00332
THE PALACE	LA CENTER	Apr 9, 1998	Jun 30, 2019	00-16903	67-00010
WILD GOOSE CASINO	ELLENSBURG	Apr 8, 2004	Dec 31, 2018	00-20009	67-00212
WIZARDS CASINO	BURIEN	Feb 11, 2010	Dec 31, 2018	00-21998	67-00287
ZEPPOZ	PULLMAN	Nov 13, 2008	Mar 31, 2019	00-18777	67-00209

JK

<b>Licensed, But Not Operating</b>					<b>1</b>
	<b>City</b>	<b>Commission Approval Date</b>	<b>License Expiration Date</b>	<b>Org #</b>	<b>License #</b>
GREAT AMERICAN CASINO/DES MOINES	DES MOINES	Jul 13, 2017	Mar 31, 2019	00-23795	67-00334

<b>Applications Pending</b>					<b>2</b>
	<b>City</b>	<b>Commission Approval Date</b>	<b>License Expiration Date</b>	<b>Org #</b>	<b>License #</b>
CLEARWATER SALOON & CASINO	EAST WENATCHEE			00-24296	67-00339
REGINA'S ON THE WATER	LONGVIEW			00-23997	67-00337



COMMISSION APPROVAL LIST  
(Class III Gaming Employees)  
January 2019

Index

	<u>PAGE</u>
COWLITZ CLASS III GAMING EMPLOYEES.....	1-2
SNOQUALMIE CLASS III GAMING EMPLOYEES.....	2-3

PAGES: 3

Based upon the licensing investigations, staff recommends approving all new Class III employees listed on pages 3.

PERSON'S NAME

CERTIFICATION NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEES**

**COWLITZ INDIAN TRIBE**

ANDERSEN, ROBERT J  
69-45797

BIANCHI, AARON T  
69-45776

BOLINGER, MICHAEL L  
69-45887

BRASSFIELD, JENNIFER D  
69-45774

BROTHERS, DANIELLE M  
69-45889

CASTANEDA HOKE, ISABEL M  
69-45766

CASWELL, EKRAM  
69-45911

FAUNCE, CHRISTI R  
69-45880

FUQUA, HANNAH L  
69-45796

GANI, TRINA N  
69-45906

GILLIS, RINNEL L  
69-45907

HILDEBRANDT, NICHOLE L  
69-45866

HIRT, PHILLIP A  
69-45883

HOWARD, TIFFANY Y  
69-45735

LANE, GARRETT L  
69-45824

LANPHAR, TIM J JR  
69-45825

LARUE, JESSE L  
69-45885

LINDER, MEGAN L  
69-45795

LORUSSO, NICHOLAS A  
69-45881

MASON, FELICIA R  
69-45773

MCCULLOUGH, KAYLEE D  
69-45908

MCCULLY, TYSON C  
69-45826

OKONIE, SHANTEL I  
69-45794

PAGE, TYLER M  
69-45909



PERSON'S NAME

CERTIFICATION NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEES**

**COWLITZ INDIAN TRIBE**

PARMETER, MICHAEL D  
69-45771

PETERS, SAVANNAH L  
69-45886

PFANNES, JACQUELINE W  
69-45882

PREUITT, NADEZHDA A  
69-45867

RAYNOR, BRITTNEY M  
69-45777

REVIS, KYLEIGH J  
69-45863

RUHLAND, BRANDON M  
69-45793

SAPP, TIMOTHY S JR  
69-45905

SCHUBACH, KIRENE M  
69-45792

STANBERRY, TATIANA B  
69-42465

STOCKER, TREASA L  
69-45712

SUTTER, ANTHONY J  
69-45734

TALBOT, KAYLA S  
69-45864

TENZER, JEROME D  
69-45888

TINOCO, LETICIA L  
69-45778

VANONI, MICHAEL B  
69-45879

WHEELER, JANELLE D  
69-45770

YOUNG, JAMIE N  
69-45868

YU, XING QING  
69-45865

ZHEN, FIONA F  
69-45884

**SNOQUALMIE TRIBE**

ABBOTT, JESSICA C  
69-45755

BACKMAN, BRYCE J  
69-45850

BUSHMAN, CHARLES G JR  
69-38913

HECKER, SHAWN  
69-45802

PERSON'S NAME

CERTIFICATION NUMBER

**NEW APPLICATIONS**

**CLASS III GAMING EMPLOYEES**

**SNOQUALMIE TRIBE**

HOLZMAN, WANEE  
69-31080

RAMSEE, SHAQUANA N  
69-45801

SHINJO, BARBARA G  
69-45851

SIMPSON, KRISTIN J  
69-45913

SULLIVAN, ELIZABETH A  
69-45800

WELTMER, JOSHUA  
69-28191

WRIGHT, TAKAKO T  
69-37659

ZHAO, JINXUAN  
69-45912



## States

Delaware, Mississippi, New Jersey, Nevada, West Virginia, Rhode Island and Pennsylvania currently offer varying opportunities for legal sports gambling within their state casinos and/or horse racetracks. In November, Arkansas passed a statewide initiative to authorize all gambling in certain parts of the state, including sports gambling. In December, Washington D.C. passed legislation authorizing sports gambling in the nation's capital. The bill must now be signed by the mayor and pass review of Congress.

Additional states being mentioned as the "next wave" of states that will likely consider authorizing sports gambling during their next legislative session are: Connecticut, Kentucky, Illinois, Indiana, Iowa, Ohio, Michigan, Minnesota, Missouri, Tennessee, and Virginia.

Here is an update for the states where sports gambling is currently legal:

Delaware – Sports gambling started in the state on June 5, 2018. The state Lottery is the primary regulator. Sports gambling is only offered at three land-based racetracks and casinos, and these are joint operations by the state through a vendor. The allocation of net revenues are 12.5% to the vendors (Scientific Games, William Hill, and StadiumTech) and the remaining 87.5% of net revenues are allocated 50% to the state, 40% to the racetrack/casinos, and 10% to horse racing purses. June through October 2018, there was approximately \$70.9 million in wagers and \$6.77 million in revenues, with approximately \$3.38 million in state revenue.

New Jersey – Sports gambling started in the state on June 14, 2018. The Casino Control Commission is the primary licensing authority and Attorney General's Division of Gaming Enforcement is the primary regulator. There are currently nine land-based (previous memos had an error stating 12) and eight online operators offering sports gambling. Its land-based gross revenues are taxed at 9.75% and mobile and online revenues are taxed at 13%. June through November, there was approximately \$926 million wagered, including approximately \$330 million in November, \$63.84 million in gross revenues, and \$6.94 million in state tax revenue. Of note, 72% of wagers in November were placed online.

Mississippi – Sports gambling started in the state on August 1, 2018. The Gaming Commission is primary regulator, and gross revenues are taxed at 12%. Sports gambling is land-based only and mobile gambling is only allowed on the operator's property. However, no mobile gaming is available yet. Only 20 of the 28 state casinos currently offered sports gambling. August through November, there was approximately \$116.78 million in wagers for approximately \$9 million in gross revenues, and \$1.08 million in state tax revenue.

West Virginia – Sports gambling started in the state on September 1, 2018. The state Lottery is the primary regulator for that state's five licensed race racetrack/casinos, and gross revenues are taxed at 10%. It also allows sports gambling to occur through mobile and internet platforms. In September and October, there was approximately \$22.4 million in wagers for approximately \$2.7 million in gross revenues, \$273,000 in state tax revenue.

Pennsylvania – The Gaming Control Board is the primary regulator and sports gambling can occur at the state's twelve licensed commercial casinos and through mobile and internet platforms. There is a \$10 million licensing fee and gross revenues will be taxed at 36%. There are five approved operators for sports gambling at six locations. Three locations opened in December with additional locations expected to open in January.

Rhode Island – The state lottery is the primary regulator and operator. It will operate the sports gambling through two commercial casinos. The allocation of net revenues are 51% to the state; 32% to the Vendor (IGT); and 17 % to the casino. The state began operation in December at the two authorized locations in the state.

Nevada – The Gaming Control Board is the primary regulator Gross revenues are taxed at 6.75% and sports gambling can occur at the state's approximately 190 licensed locations and through mobile and internet platforms. Nevada reported for November that there were approximately \$592 million in wagers, \$27 million in gross revenues, and \$1.82 million in taxes.

#### Tribal Governments

Currently, there are two Tribes outside of Nevada offering sports gambling at their operations—Choctaw in Mississippi and Pueblo of Santa Ana in New Mexico. It is expected that several Tribal gaming states, including Connecticut, Oklahoma, Michigan, Minnesota, and New York, will look to authorize sports gambling in 2019.

#### Commercial Operators

There continues to be rapid growth of commercial partnerships between commercial casinos and professional sports leagues and/or teams. Additionally, it is expected that commercial operators will continue to move at a frenetic pace to grow their market share and products available to the sports gambling public in the months ahead, especially online operators in New Jersey and Pennsylvania, and West Virginia.



**STATE OF WASHINGTON  
GAMBLING COMMISSION**

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

December 28, 2018

**TO:** COMMISSIONERS:  
Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**FROM:** Brian J. Considine, Legal and Legislative Manager  
Legal and Records Division

**SUBJECT: Numerica Credit Union – CR 2018-00200  
Petition for Review Materials – January 10, 2019 Commission Meeting**

In the above-referenced case, Gambling Commission staff filed a Petition for Review challenging an Administrative Law Judge’s Initial Order granting summary judgment to Numerica in regards to their denial of license case. Enclosed in the Commission Meeting packet are: (1) the Initial Order; (2) Petition for Review; (3) Response to the Petition for Review; and (4) Chair’s Order Granting Motion for Extension of Time and Setting the Petition for Review Briefing Schedule.

You will each receive an email with the complete case file, including transcripts of administrative proceedings, by January 2, 2019. We have also provided these materials to our Assistant Attorneys General and Counsel for Numerica Credit Union. Please review these materials prior to the January Commission Meeting and direct any questions you may have about this case to AAG Suzanne Becker.

Numerica Credit Union, Case No. 2018-00200

Initial Order

**WASHINGTON STATE  
OFFICE OF ADMINISTRATIVE HEARINGS**

In the matter of:

Numerica Credit Union,

Appellant.

Docket No. 04-2018-GMB-00046

**INITIAL ORDER GRANTING APPELLANT'S  
MOTION FOR SUMMARY JUDGMENT**

Agency: Washington State Gambling  
Commission

Program: Gambling Commission

Agency No. 2018-00200

**1. ISSUES**

1.1. Whether a genuine issue of material fact exists if the Washington State Gambling Commission correctly denied the Appellant/Applicant, Numerica Credit Union's raffle license application, in accordance with RCW 9.46.075(1) and (8)?

**2. ORDER SUMMARY**

2.1. No genuine issue of material fact exists. The Gambling Commission **erred** in denying the Appellant a raffle license under RCW 9.46.075(1) and (8). The Appellant qualifies as a 'bona fide charitable or nonprofit organization' for licensure, under RCW 9.46.0209(2)(a), consistent with RCW 9.46.0315 'Raffles'. As a result, the Appellant's Motion for Summary Judgement is **GRANTED**.

**3. NUMERICA CREDIT UNION'S MOTION FOR SUMMARY JUDGMENT**

3.1. Oral Argument Date: No oral argument occurred.

3.2. Administrative Law Judge: TJ Martin

3.3. Appellant/Applicant: Numerica Credit Union ('Appellant'/'Applicant')

3.3.1. Representative: Shelley N. Ripley, Attorney

3.4. Agency: Washington State Gambling Commission  
( 'Commission Staff' )

3.4.1. Representative: Greg Rosen, Senior Counsel

[Continued]



3.5. Documents Considered: The undersigned administrative law judge considered the following documents:

Doc. No.	Document Name	Document Date	No. Pages
1	Appellant's Motion for Summary Judgment and Appellant's Memorandum in Support of Motion for Summary Judgment	08/06/2018	12
2	Declaration of Cindy Leaver in Support of Appellant's Motion for Summary Judgment	08/06/2018	2
3	Office of Administrative Hearings' Order Establishing Summary Judgment Briefing Schedule	08/16/2018	3
4	Commission Staff's Response to Applicant's Motion for Summary Judgment	09/07/2018	7
5	Reply in Support of Appellant's Memorandum in Support of Motion for Summary Judgment	09/21/2018	8

#### 4. FACTS FOR PURPOSE OF SUMMARY JUDGMENT

On a motion for summary judgment, the decision maker only considers those facts for which the parties establish "no genuine issue as to any material fact".<sup>1</sup> "Summary judgment is appropriate only where the undisputed facts entitle the moving party to judgment as a matter of law."<sup>2</sup> Only evidence in the record and inferences from that evidence establish facts. If evidence in the record points to more than one possible finding of fact, then summary judgment may not rest on the moving party's version of that fact.<sup>3</sup> Admissions, stipulations, procedural history, and uncontested declarations and affidavits establish facts for summary judgment. The record here supports the following facts for the purposes of summary judgment:

##### ***Jurisdiction***

- 4.1. On September 21, 2017, Numerica Credit Union filed a Class "C" Raffle License Application with the Washington State Gambling Commission.
- 4.2. On March 6, 2018, the Gambling Commission denied Numerica's application.
- 4.3. On March 21, 2018, Numerica Credit Union appealed the denial.

<sup>1</sup> WAC 10-08-135. In Superior Court matters, CR 56 governs summary judgment. Where the relevant procedural rules do not conflict with CR 56, it and the cases interpreting it serve as persuasive authority in the management of summary judgment under WAC 10-08-135.

<sup>2</sup> *Verizon NW, Inc. v. Employment Sec. Dep't*, 164 Wn.2d 909, 916 (2008), citing *Alpine Lakes Prot. Soc'y v. Dep't of Natural Res.*, 102 Wn. App. 1, 14 (1999).

<sup>3</sup> *Verizon NW*, 164 Wn.2d 916.

### ***Numerica's Motion for Summary Judgment***

- 4.4. On August 6, 2018, Numerica Credit Union filed 'Appellant's Motion for Summary Judgment' and 'Appellant's Memorandum in Support of Motion for Summary Judgment'.
- 4.5. On August 16, 2018, the Office of Administrative Hearings (OAH) issued an 'Order Establishing Summary Judgment Briefing' regarding the Appellant's Summary Judgment Motion.
- 4.6. On September 7, 2018, the Gambling Commission filed 'Commission Staff's Response to Applicant's Motion for Summary Judgment'.
- 4.7. On September 21, 2018, Numerica Credit Union filed a 'Reply in Support of Appellant's Memorandum in Support of Motion for Summary Judgment'.

### ***Undisputed Facts regarding Numerica's Class "C" Raffle License Application***

- 4.8. Numerica is a credit union organized under RCW (Revised Code of Washington) 31.12 and chartered by the Washington State Department of Financial Institutions. *'Declaration of Cindy Leaver in Support of Appellant's Motion for Summary Judgment' ('Dec. of Leaver'); Page ('Pg.'). 1.*
- 4.9. Numerica is a tax-exempt organization under IRC (Internal Revenue Code) 501(c)(14). *Dec. of Leaver; Pg. 1.*
- 4.10. Numerica planned to conduct an 'employee only' raffle, with funds raised going to various 501(c)(3) tax-exempt charities. *Dec. of Leaver; Pg. 1-2.*
- 4.11. The Gambling Commission did not present any evidence, via sworn declaration or other documentation, refuting the Appellant's facts.

## **5. CONCLUSIONS OF LAW**

Based upon the facts above, the undersigned administrative law judge makes the following conclusions:

### ***Jurisdiction***

- 5.1. The Office of Administrative Hearings has jurisdiction over the persons and subject matter of this case under Revised Code of Washington (RCW) 9.46.140(4), Washington Administrative Code (WAC) 230-17-025, and chapters 34.05 and 34.12 RCW.

[Continued]

### **Summary Judgment**

- 5.2. A motion for summary judgment may be granted and an order issued if the written record shows that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law. WAC 10-08-135.
- 5.3. "Summary judgment is appropriate 'if the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law.' CR 56(c)." *American Legion Post #149 v. Washington State Dept. of Health*, 164 Wn.2d 570, 584, 192 P.3d 306 (2008).

### **Appellant qualifies for Raffle Licensure**

- 5.4. The Washington State Gambling Commission is responsible for implementing and enforcing the provisions within Chapter 9.46 RCW (Revised Code of Washington) and Title 230 WAC (Washington Administrative Code), which governs gambling activities in the State of Washington.

- 5.5. RCW 9.46.075 establishes, in relevant part:

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:

(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;

- 5.6. RCW 9.46.0277 'Raffle' provides:

"Raffle," as used in this chapter, means a game in which tickets bearing an individual number are sold for not more than one hundred dollars each and in

which a prize or prizes are awarded on the basis of a drawing from the tickets by the person or persons conducting the game, when the game is conducted by a bona fide charitable or nonprofit organization, no person other than a bona fide member of the organization takes any part in the management or operation of the game, and no part of the proceeds thereof inure to the benefit of any person other than the organization conducting the game.

5.7. RCW 9.46.0315 'Raffles- No license required, when' establishes:

Bona fide charitable or bona fide nonprofit organizations organized primarily for purposes other than the conduct of raffles, are hereby authorized to conduct raffles without obtaining a license to do so from the commission when such raffles are held in accordance with all other requirements of this chapter, other applicable laws, and rules of the commission; when gross revenues from all such raffles held by the organization during the calendar year do not exceed five thousand dollars; and when tickets to such raffles are sold only to, and winners are determined only from among, the regular members of the organization conducting the raffle. The organization may provide unopened containers of beverages containing alcohol as raffle prizes if the appropriate permit has been obtained from the \*liquor control board: PROVIDED, That raffles that exceed five thousand dollars may also be conducted pursuant to the provisions of this section if the organization obtains a license from the commission: PROVIDED FURTHER, That the term members for this purpose shall mean only those persons who have become members prior to the commencement of the raffle and whose qualification for membership was not dependent upon, or in any way related to, the purchase of a ticket, or tickets, for such raffles.

5.8. RCW 9.46.0209 'Bona fide charitable or nonprofit organization' provides:

(2) For the purposes of RCW 9.46.0315 ['Raffles'] and 9.46.110 ['Taxation of Gambling activities'], a bona fide nonprofit organization also includes:  
(a) A **credit union** organized and operating under state or federal law. All revenue less prizes and expenses received from raffles conducted by credit unions must be devoted to purposes authorized under this section for charitable and nonprofit organizations; (**Emphasis Added**).

5.9. In the present matter, RCW 9.46.0315 'Raffles' allows a bona fide charitable or nonprofit organization to conduct a raffle without a gambling license if gross revenues during the calendar year are less than \$5,000. The Gambling Commission agrees with the Appellant it would not need a license if gross revenue from the raffle is less than \$5,000. (See *'Commission Staff's Response to Applicant's Motion for*

*Summary Judgment': Pg. 4; Line 9-11).*

- 5.10. Further, RCW 9.46.0315 requires a bona fide charitable or nonprofit organization to get a license for a raffle if gross receipts exceeds \$5,000. However, the Gambling Commission contends, if the gross revenue exceeds \$5,000, the Appellant cannot get a license. *(See 'Commission Staff's Response to Applicant's Motion for Summary Judgment; Pg. 4; Line 11-14).*
- 5.11. The Gambling Commission does not dispute the Appellant, a credit union, is considered a 'bona fide charitable or nonprofit organization' for purposes of RCW 9.46.0315, as established by RCW 9.46.0209(2)(a). Further, the Gambling Commission does not dispute the purpose of the Appellant's raffle is to benefit charitable and nonprofit organizations.
- 5.12. However, the Gambling Commission contends the Appellant fails to meet the qualifications under RCW 9.46.0315 'Raffles' since it qualifies under RCW 9.46.0209(2)(a), but fails to qualify under RCW 9.46.0209(1)(a)(i).
- 5.13. Namely, the Gambling Commission contends "Credit Unions, however, cannot [get a license], because they do not satisfy the purpose under RCW 9.46.0209(1)(a)(i).
- 5.14. RCW 9.46.0209(1)(a) provides: "Bona fide charitable or nonprofit organization," as used in this chapter, means:
- (i) Any organization duly existing under the provisions of chapter 24.12, 24.20, or 24.28 RCW, any agricultural fair authorized under the provisions of chapters 15.76 or 36.37 RCW, or any nonprofit corporation duly existing under the provisions of chapter 24.03 RCW for charitable, benevolent, eleemosynary, educational, civic, patriotic, political, social, fraternal, athletic or agricultural purposes only, or any nonprofit organization, whether incorporated or otherwise, when found by the commission to be organized and operating for one or more of the aforesaid purposes only, all of which in the opinion of the commission have been organized and are operated primarily for purposes other than the operation of gambling activities authorized under this chapter;
- 5.15. The undersigned administrative law judge disagrees with the Gambling Commission's argument. The language of RCW 9.46.0315 'Raffles' is clear and unambiguous. The statute provides a 'bona fide charitable or nonprofit organization' does not need a gambling license to conduct a raffle, if gross revenues are less than \$5,000. If however, gross revenues exceed \$5,000, a gambling license is needed. For purposes of RCW 9.46.0315, a credit union is a 'bona fide charitable or nonprofit

organization', as pronounced by RCW 9.46.0209(2)(a).

- 5.16. Nowhere in RCW 9.46.0209 does the statute require a credit union to comply with the 'purpose' of (1)(a), since it qualifies as 'a bona fide charitable or nonprofit organization' under (2)(a). To condition qualification under subsection (2)(a), by requiring 'purpose' compliance to subsection (1)(a), is to read beyond the plain meaning of the statute.
- 5.17. A court must look at the statute's plain language and ordinary meaning. When the plain language is unambiguous, that is, when the statutory language admits to only one meaning- the legislative intent is apparent and the court will not consider the statute otherwise. *State v. J.P.*, 149 Wn.2d 444 (2003), citing *State v. Wilson*, 125 Wn.2d 212, 883 P.2d 320 (1994).
- 5.18. If a 'bona fide charitable or nonprofit organization' needs a gambling license for a raffle, if gross revenue exceeds \$5,000, and the Appellant is 'bona fide charitable or nonprofit organization', as provided by RCW 9.46.0209(2)(a), then the Appellant should be granted a gambling license for a raffle, consistent with RCW 9.46.0315.
- 5.19. The Gambling Commission further contends in its 'Response':

[The Gambling Commission] has "not adopted rules that establish the criteria for the granting of a license to a credit union. Unless specific authority exists in statute or Commission administrative rule, the Commission cannot legally issue a license to a credit union. There is no legal authority that requires the Commission to grant the credit union a license, and the Commission has not adopted rules that allow for such licensure by a credit union."

*'Commission Staff's Response to Applicant's Motion for Summary Judgment': Page 4; Line 19-23.*

- 5.20. The undersigned administrative law judge disagrees with the Gambling Commission's argument for several reasons: First, specific authority does exist by statute for the granting of a raffle gambling license to a credit union. This explicit authority can be found in RCW 9.46.0209(2)(a), whereby a credit union is considered a 'bona fide charitable or nonprofit organization' for purposes of RCW 9.46.0315 'Raffles'; Second, the position taken by the Gambling Commission that "[t]here is no legal authority that requires the Commission to grant the credit union a license" is essentially the Gambling Commission's refusal to adhere to RCW 9.46.0209(2)(a) as it applies to RCW 9.46.0315; and Finally, if the legislature had intended to exclude credit unions from qualifying for licensure under RCW 9.46.0315, it could have easily done so by codifying the exclusion under

RCW 9.46.0315, or better yet, striking out subsection (2)(a) within RCW 9.46.0209 in its entirety. The legislature has taken neither such action.

5.21. For the above-cited reasons, the Appellant has established by 'clear and convincing evidence' it qualifies as a 'bona fide charitable or nonprofit organization' for purposes of RCW 9.46.0315 'Raffles', as pronounced by RCW 9.46.0209(2)(a). Therefore, if the Appellant is seeking to conduct a raffle, in which gross revenues are expected to exceed \$5,000, a gambling license to conduct the raffle is required, in accordance with RCW 9.46.0315.

5.22. No genuine issue of material fact exists in the present case. The Gambling Commission **erred** in denying the Appellant a raffle license under RCW 9.46.075(1) and (8), since the Appellant qualifies as a 'bona fide charitable or nonprofit organization' for licensure, under RCW 9.46.0209(2)(a), consistent with RCW 9.46.0315 'Raffles'. As a result, the Appellant's Motion for Summary Judgement is **GRANTED**.

## 6. INITIAL ORDER

### IT IS HEREBY ORDERED THAT:

6.1. No genuine issue of material fact exists in the present matter. The Gambling Commission **erred** in denying the Appellant a raffle license under RCW 9.46.075(1) and (8), since the Appellant qualifies as a 'bona fide charitable or nonprofit organization' for licensure, under RCW 9.46.0209(2)(a), consistent with RCW 9.46.0315 'Raffles'. As a result, the Appellant's Motion for Summary Judgement is **GRANTED**.

**SIGNED** at Tacoma, Washington on the date of mailing.



---

TJ Martin  
Administrative Law Judge  
Office of Administrative Hearings

## **PETITION FOR REVIEW**

Any party to this proceeding may file a Petition for Review of this initial order. The written petition for review must be mailed to the Washington State Gambling Commission at:

Washington State Gambling Commission  
PO Box 42400  
Olympia, WA 98504

The petition for review must be received by the Commission within twenty (20) days from the date this initial order was mailed to the parties. A copy of the petition for review must be sent to all parties of record. The petition for review must specify the portions of the initial order with which the party disagrees, and must refer to the evidence in the record which supports the party's position. The other party's reply must be received at the address above, and served on all parties of record, within thirty (30) days from the date the petition for review was mailed.

Any party may file a cross appeal. Parties must file cross appeals with the Washington State Gambling Commission within ten days of the date the petition for review was filed with the Washington State Gambling Commission. Copies of the petition or cross appeal must be served on all other parties or their representatives at the time the petition or appeal is filed.

**CERTIFICATE OF MAILING IS ATTACHED**



**CERTIFICATE OF SERVICE FOR OAH DOCKET NO. 04-2018-GMB-00046**

I certify that true copies of this document were served from Tacoma, Washington via Consolidated Mail Services upon the following as indicated:

Numerica Credit Union 14610 East Sprague Avenue Spokane Valley, WA 99016 <b><i>Appellant</i></b>	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail, Return Receipt <input type="checkbox"/> Hand Delivery via Messenger <input type="checkbox"/> Campus Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> E-mail
Shelley N. Ripley, Attorney Witherspoon, Kelley, Davenport & Toole, PS 422 West Riverside Avenue Suite 1100 Spokane, WA 99201 <b><i>Appellant Representative</i></b>	<input checked="" type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail, Return Receipt <input type="checkbox"/> Hand Delivery via Messenger <input type="checkbox"/> Campus Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> E-mail
Gregory J. Rosen, AAG Office of The Attorney General 1125 Washington St SE MS: 40100 PO Box 40100 Olympia, WA 98504-0100 <b><i>Agency Representative</i></b>	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail, Return Receipt <input type="checkbox"/> Hand Delivery via Messenger <input checked="" type="checkbox"/> Campus Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> E-mail
Haylee Mills, Staff Attorney Gambling Commission MS: 42400 PO Box 42400 Olympia, WA 98504-2400 <b><i>Agency Contact</i></b>	<input type="checkbox"/> First Class Mail <input type="checkbox"/> Certified Mail, Return Receipt <input type="checkbox"/> Hand Delivery via Messenger <input checked="" type="checkbox"/> Campus Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> E-mail

Date: Tuesday, October 09, 2018

OFFICE OF ADMINISTRATIVE HEARINGS



Christen Brooks  
 Legal Assistant 2

Numerica Credit Union, Case No. 2018-00200

Petition for Review

OTC

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**BEFORE THE WASHINGTON STATE GAMBLING COMMISSION**

<p>In the Matter of:           NUMERICA CREDIT UNION,           Applicant.</p>	<p>OAH No. 04-2018-GMB-00046           GMB No. CR 2018-00200           GAMBLING COMMISSION STAFF'S          PETITION FOR REVIEW</p>
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**I. INTRODUCTION**

Gambling Commission Staff (Staff) submits this Petition for Review of the Administrative Law Judge's Initial Order Granting Appellant's Motion for Summary Judgment (Initial Order). The Legislature never authorized credit unions to receive a license through RCW 9.46.0315's unlicensed raffle activity authorization. Contrary to the conclusions drawn by the Initial Order, the 2012 amendment to RCW 9.46.0315 related to the raffling off of liquor as a door prize. The 2012 amendment did not change the meaning of the statute, which grants a limited exception to conduct unlicensed raffles where gross revenues do not exceed \$5,000 during a calendar year. No statutory authority authorizes the Commission to grant credit unions a raffle license. Staff respectfully requests that the Commission reverse the Initial Order, and affirm the Gambling Commission's denial of Numerica Credit Union's license application.

**II. PROCEDURAL HISTORY**

The Commission's Director issued a Denial of Gambling License Application (Denial) to Numerica Credit Union (Numerica) on March 6, 2018. Numerica requested a hearing with the Office of Administrative Hearings as to the Commission's Denial. On August 6, 2018, Numerica

1 filed a memorandum in support of its motion for summary judgment. Commission Staff filed a  
2 response to the motion for summary judgment on September 6, 2018. On September 21, 2018,  
3 Numerica filed a reply in support of its motion. On October 9, 2018, Administrative Law Judge  
4 T.J. Martin issued an Initial Order granting Numerica’s motion for summary judgment (Initial  
5 Order).

### 6 III. ISSUE

7 Should the Commission reverse the Initial Order, and affirm the denial of Numerica’s  
8 license application, where no statutory authority in RCW 9.46 authorizes a credit union to obtain  
9 a raffle license?

### 10 IV. ARGUMENT

#### 11 A. The Commission May Render A Final Decision In This Matter

12 As found in the Initial Order, no genuine issue of material fact exists. Initial Order,  
13 Conclusion of Law (COL) 5.2. On September 21, 2017, the Commission received a Class “C”  
14 Raffle License Application from Numerica Credit Union (Numerica). *Id.*, Finding of Fact (FOF)  
15 4.1. Numerica is a credit union organized under RCW 31.12 and chartered by the  
16 Washington State Department of Financial Institutions. *Id.*, FOF 4.8. Based on these undisputed  
17 facts, the Commission may render a final decision in this matter.

#### 18 B. Credit Unions Are Not Authorized To Obtain A Raffle License

##### 19 1. Credit unions are authorized only to conduct raffles where gross revenues 20 do not exceed \$5,000 during any calendar year

21 In 1987, the Legislature determined that “bona fide charitable or nonprofit organizations”  
22 could conduct raffles if a license from the Commission was obtained. *See* Laws of 1987, Ch. 4,  
23 Sec. 26, which later was codified as RCW 9.46.0311. Also in 1987, the Legislature authorized  
24 bona fide nonprofit organizations to conduct raffles without obtaining a license if gross revenues  
25 to the organization did not exceed \$5,000 during any calendar year. *See* Laws of 1987, Ch. 4,  
26 Sec. 27, which later became codified as RCW 9.46.0315. Thus, raffles exceeding \$5,000

1 required a license pursuant to **RCW 9.46.0311**; unlicensed raffles could only be conducted  
2 where gross revenues in a calendar year did not exceed \$5,000 pursuant to **RCW 9.46.0315**.

3 Between 1987 and 2000, credit unions were not defined as a bona fide nonprofit  
4 organization for any purpose. Thus, prior to 2000, credit unions were not authorized to conduct  
5 *any* raffles. In 2000, RCW 9.46.0209(2) was amended to include credit unions as a bona fide  
6 nonprofit organization “for the purposes of **RCW 9.46.0315** and RCW 9.46.110 . . .”. (Emphasis  
7 added) Laws of 2000, Ch. 233, Sec.1. Thus, prior to 2012, it is undisputed that credit unions  
8 could not obtain a raffle license, and could conduct raffles only when gross revenues did not  
9 exceed \$5,000 in a calendar year.

10 **2. The purpose of a 2012 amendment to RCW 9.46.0315 was to allow nonprofit**  
11 **organizations *eligible for a license to raffle off liquor*; the amendment does**  
**not relate to credit unions**

12 Numerica argues that a 2012 amendment to RCW 9.46.0315 authorizes a new type of  
13 licensure allowing credit unions to conduct raffles. They are wrong. The amendment expanded  
14 the ability to raffle off liquor as a door prize, and did not change the authority granted to credit  
15 unions to conduct raffles.

16 **a. The plain language of RCW 9.46.0315, read within the context of the**  
17 **statutory scheme, supports Staff’s position**

18 Due to an earlier amendment to RCW 9.46.0315<sup>1</sup>, prior to 2012, liquor could only be  
19 raffled off as a door prize if the gross revenues from the organization’s raffles did not exceed  
20 \$5,000 in a calendar year. In 2012, RCW 9.46.0315 was amended to include the following  
21 proviso:

22 Bona fide charitable or bona fide nonprofit organizations organized primarily for  
23 purposes other than the conduct of raffles, are hereby authorized to conduct  
24 raffles without obtaining a license to do so from the commission when such  
25 raffles are held in accordance with all other requirements of this chapter, other  
applicable laws, and rules of the commission; when gross revenues from all such  
raffles held by the organization during the calendar year do not exceed five

26 <sup>1</sup> RCW 9.46.0315 was amended in 1991 to authorize liquor to be raffled where gross revenues from the raffle did not exceed \$5,000. *See* Laws of 1991, Ch. 192, Sec. 4.

1 thousand dollars; and when tickets to such raffles are sold only to, and winners  
2 are determined only from among, the regular members of the organization  
3 conducting the raffle. The organization may provide unopened containers of  
4 beverages containing alcohol as raffle prizes if the appropriate permit has been  
5 obtained from the \*liquor control board: **PROVIDED, That raffles that exceed  
6 five thousand dollars may also be conducted pursuant to the provisions of  
7 this section if the organization obtains a license from the commission:**  
8 **PROVIDED FURTHER,** That the term members for this purpose shall mean only  
9 those persons who have become members prior to the commencement of the  
10 raffle and whose qualification for membership was not dependent upon, or in any  
11 way related to, the purchase of a ticket, or tickets, for such raffles.

12 *See* Laws of 2012, Ch. 131, Sec. 1. (Emphasis added). This proviso qualifies the language  
13 directly preceding it, which relates only to the raffling of liquor. The proviso allows nonprofit  
14 organizations eligible for a license to raffle off liquor as a door prize, expanding the ability to  
15 raffle liquor as a door prize where gross revenues *exceeded* \$5,000. This 2012 amendment does  
16 not authorize credit unions to obtain a raffle license.

17 As discussed in the Initial Order, the analysis of RCW 9.46.0315 should begin with its  
18 plain meaning. Initial Order, COL 5.17. When interpreting the plain meaning of RCW 9.46.0315,  
19 however, the provision must also be viewed within the context of the entire statutory scheme.  
20 The Washington Supreme Court stated in *Burns v. City of Seattle*, 161 Wn.2d 129, 146,  
21 164 P.3d 475 (2007) that:

22 The meaning of words in a statute is not gleaned from those words alone but from  
23 all the terms and provisions of the act in relation to the subject of the legislation,  
24 the nature of the act, **the general object to be accomplished and consequences  
25 that would result from construing the particular statute in one way or  
26 another.** (Emphasis added).

27 A statute's "plain meaning is derived from the context of the entire act as well as any 'related  
28 statutes which disclose legislative intent about the provision in question.'" *Jametsky v. Olsen*,  
29 179 Wn.2d 756, 762, 317 P.3d 1003 (2014). The Initial Order focuses exclusively on the  
30 language of RCW 9.46.0315, ignoring other related parts of RCW 9.46 in reaching its  
31 conclusions. Particularly when the potential consequences of such an interpretation is to deem a  
32 new category of organizations (credit unions) eligible for licensure, the entire statutory scheme  
33 should be accounted for.

1 RCW 9.46.0315 does not expressly authorize any nonprofit organization to obtain a  
2 license. That authority rests elsewhere in the statute, in RCW 9.46.0311. Further, the Legislature  
3 has never defined a bona fide nonprofit organization in RCW 9.46.0209 to include a credit union  
4 **for all purposes** under RCW 9.46. The Initial Order’s reasoning disregards the licensing  
5 authority found in RCW 9.46.0311, as well as the language of RCW 9.46.0209(2)(a), focusing  
6 solely on the language of RCW 9.46.0315. The statutory language found in RCW 9.46.0315  
7 should not be read in isolation, but instead must read in conjunction with the statutory scheme  
8 and purpose of RCW 9.46 as a whole.

9 Pursuant to **RCW 9.46.0209(1)(a)** “bona fide charitable or nonprofit organizations” are  
10 defined for all purposes in RCW 9.46.<sup>2</sup> In sharp contrast, pursuant to **RCW 9.46.0209(2)(a)**,  
11 credit unions are narrowly defined as a “bona fide nonprofit organization” for the more limited  
12 purpose of RCW 9.46.0315. In other words, there is clear legislative intent in  
13 RCW 9.46.0209(1)(a) to allow certain bona fide charitable or nonprofit organizations to conduct  
14 both licensed and unlicensed raffles, and likewise clear intent in RCW 9.46.0209(2)(a) to allow  
15 credit unions to conduct raffles only where gross revenues do not exceed \$5,000 and no license  
16 is needed. Pursuant to the Initial Order’s interpretation of the statute, credit unions suddenly  
17 become bona fide nonprofit organizations for **all** purposes under RCW 9.46, rendering them  
18 eligible for a license despite the limiting language found in RCW 9.46.0209(2)(a).

19 **b. The legislative history relating to the 2012 amendment also supports**  
20 **Staff’s position**

21 To the extent RCW 9.46.0315 is ambiguous, the legislative history surrounding the  
22 amendment also supports Staff’s position. If a statute is ambiguous, we may look to the legislative  
23 history of the statute and the circumstances surrounding its enactment to determine legislative  
24 intent.” *Five Corners Family Farmers v. State*, 173 Wn.2d 296, 306, 268 P.3d 892 (2011).

25 \_\_\_\_\_  
26 <sup>2</sup> Numerica does not dispute that it does not qualify for licensure pursuant to RCW 9.46.0209(1)(a), as it is not a  
“bona fide charitable or nonprofit organization” within the meaning of that provision.

1 “Useful legislative history materials may include bill reports.” *Bostain v. Food Exp., Inc.*,  
2 159 Wn.2d 700, 727, 153 P.3d 846 (2007). The history of SB 6465 (2012) makes clear that the  
3 Legislature never intended to grant the Commission the authority to license credit unions.

4 The intent of the 2012 amendment to RCW 9.46.0315 was not to create a new category  
5 of licensed raffles that included credit unions. There is no evidence credit unions supported this  
6 legislation. Rather, organizations already eligible for licensure such as the Eagles supported the  
7 bill. *See* House Bill Report, SB 6465 (2012).<sup>3</sup> Notably, the staff summary of the testimony  
8 provided in support of SB 6465 states in part, “This bill would allow members-only raffles  
9 exceeding \$5,000 in gross revenue **to offer alcohol as prizes.**” *Id.* (Emphasis added). The intent  
10 of SB 6465 was simply to ensure that bona fide nonprofit organizations, already eligible to  
11 conduct licensed raffles, could offer liquor as a door prize.

12 In summary, the 2012 amendment to RCW 9.46.0315 had nothing to do with credit  
13 unions. Rather, the amendment expanded the ability of a bona fide charitable or nonprofit  
14 organization to raffle off liquor as a door prize, assuming the organization was eligible for, and  
15 did obtain, a license. If the Legislature intended on authorizing credit unions for licensure, it  
16 could have done directly by amending RCW 9.46.0209(2)(a), and indicating that a credit union  
17 was a bona fide nonprofit organization for *all purposes under the chapter*. It chose not to. The  
18 Initial Order’s interpretation granting such new licensing authority to the Commission was not  
19 intended by the Legislature, and should be therefore be rejected by the Commission.

20 **c. Staff’s position is consistent with the Commission having never**  
21 **engaged in rule-making setting forth a licensing process for credit**  
22 **unions**

23 The public policy of the State of Washington on gambling is “to limit [ ] the nature and  
24 scope of gambling activities . . . by strict regulation and control.” RCW 9.46.010;  
25 *ZDI Gaming, Inc. v. State ex rel. Washington State Gambling Com’n*, 151 Wn. App. 788, 808,

26 <sup>3</sup> The House Bill Report is available at:  
<http://lawfilesexternal.wa.gov/biennium/2011-12/Pdf/Bill%20Reports/House/6465%20HBR%20APH%202012.pdf>.




1 214 P.3d 938 (2009). Thus, unless specific authority exists in statute or Commission rule, the  
2 Commission cannot legally issue a license to a credit union. Not surprisingly, the Commission  
3 has not adopted rules that establish the criteria for the granting of a license to a credit union.  
4 “Where a statute is within [an] agency's special expertise, the agency's interpretation is accorded  
5 great weight, provided that the statute is ambiguous.” *Postema v. Pollution Control Hearings*  
6 *Bd.*, 142 Wn.2d 68, 77, 11 P.3d 726 (2000). Thus, to the extent RCW 9.46.0311 is ambiguous,  
7 it is appropriate for the Commission, rather than an Administrative Law Judge, to make the final  
8 determination as to how the statute should be interpreted. As reflected by its lack of rules in this  
9 area, the Commission has never determined that the 2012 amendment authorized credit unions  
10 for licensure. There is no basis to change course now. The denial of Numerica’s license  
11 application should be affirmed.

## 12 V. CONCLUSION

13 For the above stated reasons, Staff respectfully requests that the Commission: 1) strike  
14 all appropriate conclusions of law from the Initial Order, including Conclusions of Law 5.15,  
15 5.16, 5.18, 5.20, 5.21, and 5.22; 2) adopt conclusions of law consistent with this Petition for  
16 Review, finding that Numerica is not eligible for a license, pursuant to RCW 9.46.0209(2)(a),  
17 RCW 9.46.0311, and RCW 9.46.0315; and 3) order that Staff denial of Numerica’s license  
18 application be affirmed.

19 DATED this 13 day of November, 2018.

20 ROBERT W. FERGUSON  
21 Attorney General

22   
23 CHAD C. STANDIFER, WSBA #29724  
24 Assistant Attorney General  
25 Attorneys for Washington State  
26 Gambling Commission Staff

1 **DECLARATION OF SERVICE**


2 I declare that I served a true and correct copy of this document on all parties or their  
3 counsel of record on the date below as follows:

4 SHELLEY N. RIPLEY  
5 WITHERSPOON, KELLEY  
6 DAVENPORT & TOOLE PS  
7 422 W RIVERSIDE AVE STE 1100  
8 SPOKANE, WA 99201

- U.S. mail via state Consolidated Mail Service (with proper postage affixed)
- courtesy copy via facsimile:
- courtesy copy via electronic mail:  
snr@witherspoonkelley.com
- ABC/Legal Messenger

9 I declare under penalty of perjury under the laws of the state of Washington that the  
10 foregoing is true and correct.

11 DATED this 13 day of November, 2018, at Olympia, Washington.

12   
13 HEATHER WULF  
14 Legal Assistant

Numerica Credit Union, Case No. 2018-00200

Response to Petition for Review

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WASHINGTON STATE OFFICE OF ADMINISTRATIVE HEARINGS

In Re:

NUMERICA CREDIT UNION,  
  
Appellant.

Docket No. 04-2018-GMB-00046  
GMB No. CR-2018-0020  
RESPONSE TO GAMBLING  
COMMISSION STAFF'S PETITION FOR  
REVIEW

**I. INTRODUCTION/RELIEF SOUGHT**

The Administrative Law Judge ("ALJ") granted Numerica Credit Union's ("Numerica") motion for summary judgment. In the initial order granting summary judgment, the ALJ correctly held: (1) the applicable statutes relating to this matter are unambiguous; (2) no material issues of fact exist; and (3) Numerica established by clear and convincing evidence that it is bona fide charitable or nonprofit organization for purposes of a RCW 9.46.0315 raffle as pronounced by RCW 9.46.0209(2)(a). As a result, the ALJ correctly found, as a matter of law, the Gambling Commission erred when it denied Numerica's application for a raffle license under RCW 9.46.075(1) and (8).



1 The matter before the Commission is the exact matter addressed by the ALJ: a matter of  
2 statutory construction. Numerica is a credit union. The legislature defines credits unions as bona  
3 fide non-profit organizations for purposes of holding raffles. As a statutorily defined bona fide  
4 nonprofit organization, Numerica may conduct raffles with gross revenues in excess of \$5,000 if  
5 it obtains a license to do so. The Commission's denial of Numerica's raffle license application  
6 completely ignores the plain reading of the statute as the ALJ properly found. The Commission  
7 should give regard to the ALJ's proper findings and conclusions, adopt those findings and  
8 conclusions and affirm the ALJ's initial order.  
9

## 10 II. UNDISPUTED FACTS

11 The facts are not disputed. They are as follows:

12 1. Numerica is a credit union organized under RCW 31.12, and chartered by the  
13 Washington State Department of Financial Institutions.  
14

15 2. Numerica is also a tax exempt organization under 501(c)(14) of the Internal  
16 Revenue Code.  
17

18 3. All net proceeds from Numerica's raffle will be devoted to purposes authorized  
19 under RCW 9.46.0209 for charitable and nonprofit organizations.  
20

## 21 III. APPLICABLE STATUTES

22 There are only a handful of statutes that require examination in resolving this matter.  
23 They are all contained in Chapter 46 of Title 9 of the RCW, as follows:

24 1. **RCW 9.46.0209** defines "bona fide charitable or nonprofit organization." The  
25 Subsection (1)(a)(i) does not include credit unions (hereafter "(1)(a)(i) Organizations"). See  
26 RCW 9.46.0209(1)(a)(i). Subsection (2)(a), however, explicitly states that a credit union is a  
27 bona fide nonprofit organization for purposes of RCW 9.46.0315 and .110 (hereafter "(2)(a)  
28



1 Organization"). RCW 9.46.0209(2)(a). The Commission argues that neither of those statutes  
2 provide authorization for issuance of the license Numerica seeks. Numerica disagrees and the  
3 ALJ in the initial order concurs.

4  
5 2. **RCW 9.46.0277** defines a raffles as a game in which tickets bearing an  
6 individual number are sold for not more than one hundred dollars each and in which a prize or  
7 prizes are awarded on the basis of a drawing from the tickets by the person or persons  
8 conducting the game, when the game is conducted by a bona fide charitable or nonprofit  
9 organization, no person other than a bona fide member of the organization takes any part in the  
10 management or operation of the game, and no part of the proceeds thereof inure to the benefit of  
11 any person other than the organization conducting the game.

12  
13 3. **RCW 9.46.0311** provides blanket authorization for (1)(a)(i) Organizations to  
14 conduct raffles, and engage in many other activities regulated by the Commission.

15  
16 4. **RCW 9.46.0315** states that any bona fide charitable or nonprofit organization  
17 (including a (2)(a) Organization such as Numerica) may conduct raffles without a license. But  
18 the annual gross receipts from such raffles cannot exceed \$5,000 and the raffle tickets can be  
19 sold only to, and the winners selected only from, the organization's membership. In addition, the  
20 raffles can include alcoholic beverages as prizes as long as appropriate liquor license is obtained.  
21 It also says raffles exceeding \$5,000 may be conducted "*pursuant to the provisions of this*  
22 *section*" if the organization obtains a license from the Commission.

#### 23 24 **IV. ARGUMENT**

##### 25 **A. The review officer should give regard to the ALJ's findings and conclusions.**

26 The review officer may substitute his own findings of fact and conclusions of law for  
27 those made by the ALJ. See RCW 34.05.464. The review officer has broad decision making  
28



1 authority and is intended to bring the agency's expertise to bear. *See Crosswhite v. Washington*  
2 *DSHS*, 197 Wn.App. 539 (2017). However, the review judge may commit an error of law if he  
3 fails to to give due regard to the findings of the ALJ that were informed by the ALJ's ability to  
4 observe witnesses. *Id.*; *see also*, RCW 34.05.464.  
5

6 While the review officer statutorily has broad decision making authority, in this case,  
7 due regard should be given to the ALJ's findings and conclusions even though no witnesses  
8 were observed. Again, the issue before the ALJ, and now the review officer, is one of statutory  
9 interpretation. Interpreting a statute does not require the Gambling Commission's expertise – it  
10 is a matter of law. After substantial analysis, the ALJ found as a matter of law that the  
11 applicable statutes are clear and unambiguous and that Numerica may be granted a raffle license  
12 for raffles exceeding \$5,000 in gross revenues. As a result, the ALJ granted Numerica's motion  
13 for summary judgment. The review officer should also so find and order.  
14

15 **B. The 2012 amendment added a third proviso to allow raffles to exceed \$5,000**  
16 **so long as a license was obtained for (2)(a) Organizations.**

17 Prior to the 2012 amendment, only (1)(a)(i) Organizations could conduct raffles when  
18 gross revenues exceed \$5,000. See RCW 9.46.0311. RCW 9.46.0311 was and is a blanket  
19 statutory authorization for any (1)(a)(i) Organization to conduct raffles, regardless of dollar  
20 amount. At that time, (2)(a)(i) Organizations could only conduct raffles with gross revenues of  
21 less than \$5,000. RCW 9.46.0315's general provision provided as follows:  
22

23 Bona fide charitable or bona fide nonprofit organizations organized primarily for  
24 purposes other than the conduct of raffles, are hereby authorized to conduct  
25 raffles without obtaining a license to do so from the commission when such  
26 raffles are held in accordance with all other requirements of this chapter, other  
27 applicable laws, and rules of the commission; when gross revenues from all such  
28 raffles held by the organization during the calendar year do not exceed five  
thousand dollars; and when tickets to such raffles are sold only to, and winners  
are determined only from among, the regular members of the organization  
conducting the raffle.



1  
2 Thereafter RCW 9.46.0315 contained two provisos as follows:

3 ... The organization may provide unopened containers of beverages containing  
4 alcohol as raffle prizes if the appropriate permit has been obtained from the  
5 \*liquor control board: PROVIDED FURTHER, That the term members for this  
6 purpose shall mean only those persons who have become members prior to the  
7 commencement of the raffle and whose qualification for membership was not  
8 dependent upon, or in any way related to, the purchase of a ticket, or tickets, for  
9 such raffles.

10 These two provisos clarified, conditioned and qualified the general provision of RCW  
11 9.46.0315 (i.e. the first sentence of RCW 9.46.0315). The first proviso, which allows alcohol as  
12 a raffle prize, references organization. This term is found in the first sentence of RCW  
13 9.46.0315. Thus, the first proviso clarifies that a "bona fide charitable or bona fide nonprofit  
14 organizations" may offer alcohol as a raffle prize.

15 Following the Commission's logic, the second proviso discussing the term "members"  
16 should qualify the first proviso. It does not. Instead, the second proviso also clarifies the  
17 general provision of RCW 9.46.0315 that a member means someone who was a member of the  
18 organization prior to the raffle.

19 In 2012, the legislature added a third proviso to RCW 9.46.0315:

20 PROVIDED, That raffles that exceed five thousand dollars may also be conducted  
21 pursuant to the provisions of this section if the organization obtains a license from  
22 the commission ...

23 Just like the original two provisos, this additional proviso also clarifies, conditions and qualifies  
24 the first sentence of RCW 9.46.0315. It is not a proviso to a proviso as the Commission argues.  
25 Specifically, the new proviso modifies the first sentence of RCW 9.46.0315 to allow raffles with  
26 gross revenues that exceed \$5,000 when a license is obtained. This is exactly what the  
27 legislature intended when it made the 2012 amendment. To hold otherwise, would be contrary  
28 to plain reading of the statute. *State v. Ervin*, 169 Wn.2d 815, 820-21 (2010) (If the meaning of





1 a statute is plain on its face, courts give effect to that plain meaning.)

2 Moreover, the legislature is presumed to have full knowledge of existing law when  
3 enacting new legislation. *Sanchez v. Department of Labor & Industries*, 39 Wn.App. 80, 692  
4 P.2d 192 (1984). When enacting the 2012 amendments to RCW 9.46.0315, the legislature is  
5 presumed to know that a credit union was a bona fide nonprofit organization for purposes of  
6 RCW 9.46.0315. Importantly, contrary to the Commission's argument, there is no language in  
7 RCW 9.46.0315 excluding credit unions. Rather, the legislature acknowledged credits unions  
8 were part of the members-only raffles: "There are also some circumstances under which **credit**  
9 **unions**, cities, counties, and towns, and executive branch state employees may offer raffles."  
10 See House Bill Report, SB 6465 (emphasis added). Thus, from the plain language of the statute  
11 and the legislative history, the legislature clearly intended a credit union to be authorized to  
12 conduct a licensed raffle under the provisions of RCW 9.46.0315 – members-only raffles.  
13

14  
15 **C. The legislative history supports the ALJ's interpretation of RCW 9.46.0315.**

16 The Commission also argues that the purpose for the 2012 amendment to RCW  
17 9.46.0315 was to extend the ability to raffle off liquor to organizations conducting raffles where  
18 revenues exceed \$5,000 and to ensure that bona fide non-profit organizations already eligible to  
19 conduct licensed raffles could offer liquor as a door prize. The Commission supports this  
20 position by cherry-picking one sentence from a staff summary of public testimony contained in  
21 the SB 6465 House Bill Report that states: "This bill would allow member-only raffles  
22 exceeding \$5,000 in gross revenue to offer alcohol as prizes." However, the Commission  
23 ignores the fact that prior to the 2012 amendment, RCW 9.46.0315 allowed organizations,  
24 including credit unions, to provide unopened containers of alcohol as raffle prizes. This  
25 provision remained unaffected by the 2012 amendment. (See supra.)  
26  
27  
28



1 The actual intent of the 2012 amendment (i.e. SB 6465) has little to do with alcohol.  
2 Instead, its intent was to expand the provisions of RCW 9.46.0315 to allow member-only  
3 raffles, including raffles by a credit union, that exceed \$5,000 in gross revenues. The legislative  
4 history to SB 6465 states as follows:  
5

6 A raffle is an event where tickets are sold and prizes are awarded based on a  
7 random drawing. In general, only certain charitable and nonprofit organizations  
8 are permitted to offer raffles. Organizations must be organized or operated for one  
9 of the following purposes: agricultural; athletic; charitable; civic; educational;  
10 fraternal; patriotic; political; or social. Agricultural fairs, fraternal societies,  
11 religious societies, churches, and granges also qualify. There are also some  
12 circumstances under which credit unions, cities, counties, and towns, and  
13 executive branch state employees may offer raffles.

14 Some raffles require a license from the Gambling Commission (Commission) and  
15 others do not:

16 Unlicensed members-only raffles. An organization may hold an  
17 unlimited number of raffles that are open exclusively to members  
18 so long as the combined gross revenue does not exceed \$5,000 per  
19 calendar year. Specific authorization is given in this statute for the  
20 organization to provide unopened containers of beverages  
21 containing alcohol as raffle prizes if the appropriate permit has  
22 been obtained from the Liquor Control Board.

23 Unlicensed public raffles. An organization may hold two raffles  
24 per year that are open to the public if the combined gross revenue  
25 does not exceed \$5,000 per year, it is managed and conducted  
26 exclusively by members, the organization maintains records for  
27 one year, and it provides notice of the raffle to the local police  
28 agency at least five days in advance.

Licensed raffles. If an organization wishes to hold a raffle that does  
not conform to the unlicensed raffle requirements, it must obtain a  
license from the Commission.

#### Summary of Bill:

Raffles that exceed \$5,000 may be conducted pursuant to the statutory section  
pertaining to member-only raffles, as long as a license is obtained from the  
Commission.

See House Bill Report, SB 6465 (emphasis added). Thus, the intent of SB 6465 was in fact, to



1 create a new category of licensed raffles under RCW 9.46.0315 (members-only raffles) for  
2 those organizations that qualified thereunder as bona fide charitable or nonprofit organizations  
3 (including credit unions).  
4

5 **D. The Commission's interpretation of RCW 9.46.0315 makes the 2012  
6 amendment superfluous.**

7 When interpreting a statute, the court's objective is to determine the legislature's intent.  
8 *State v. Ervin*, 169 Wn.2d 815, 820, 239 P.3d 354 (2010), *see also*, *Shoreline Cmty. Coll. Dist.*  
9 *No. 7 v. Employment Sec. Dep't.*, 120 Wn.2d 394, 405 (1992). The surest indication of  
10 legislative intent is the language enacted by the legislature, so if the meaning of a statute is plain  
11 on its face, courts give effect to that plain meaning. *State v. Ervin*, 169 Wn.2d 815, 820-21  
12 (2010). In addition, courts interpret a statute to give effect to all language, so as to render no  
13 portion meaningless or superfluous. *State v. Ervin*, 169 Wn.2d 815, 823 (2010).  
14

15 The Commission's argument that only (1)(a)(i) Organizations may obtain a license to  
16 conduct a raffle whose gross revenues exceed \$5,000 makes superfluous and meaningless the  
17 provisions of RCW 9.46.0315. As stated above, the plain reading of this statute allows both  
18 (1)(a)(i) and (2)(a) Organizations to conduct *licensed* raffles if gross revenues exceed \$5,000,  
19 and *unlicensed* raffles if gross revenues are less than \$5,000. It also allows, but does not require,  
20 alcohol to be given as raffle prizes in either instance. If only a (1)(a)(i) Organization may obtain  
21 a license to conduct a raffle with proceeds in excess of \$5,000, there would be no reason for the  
22 2012 amendment. Those organizations always had the ability to obtain a license under RCW  
23 9.46.0311.  
24

25  
26 **E. The Commission has rules and regulations in place to grant a gambling  
27 license to Numerica.**

28 RCW 9.46.0315 gives the Commission statutory authority to grant Numerica a gambling



1 license to conduct raffles in excess of \$5,000 of gross receipts:

2 ... raffles that exceed five thousand dollars may also be conducted pursuant to the  
3 provisions of **this section** if **the organization** obtains a license from the  
4 commission ...

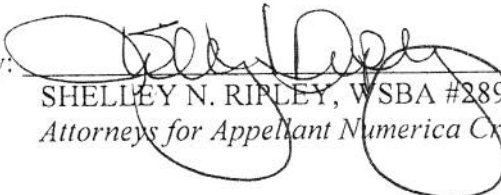
5 See RCW 9.46.0315 (emphasis added.). "[T]his section" means RCW 9.46.0315. By virtue of  
6 RCW 9.46.0209(2)(a), "the organization" refers to a credit union such as Numerica. Thus, the  
7 legislature gave credit unions the ability to conduct raffles in excess of \$5,000. Here, the  
8 Commission is simply refusing to adhere to RCW 9.46.0209(2)(a) as it applies to RCW  
9 9.46.0315.

## 10 V. CONCLUSION

11 Numerica is interpreting RCW 9.46.0315 on the basis of the plain meaning of the  
12 statute, the act in its entirety and the legislative intent which allow a (2)(a) Organization to hold  
13 raffles in excess of \$5,000 of gross revenue if it obtains a license issued pursuant to RCW  
14 9.46.0315. It is the Gambling Commission staff that is inserting exclusionary provisions into  
15 RCW 9.46.0315 that are simply not there. The ALJ properly granted Numerica's motion for  
16 summary judgment. The Commission should give deference to the ALJ and adopt the ALJ's  
17 findings and conclusions as set forth in the initial order, affirm the initial order and order that  
18 the Commission improperly denied Numerica's raffle license pursuant to the provisions of RCW  
19 9.46.0315 and RCW 9.46.0209(2)(a).  
20  
21  
22

23 DATED this 20<sup>th</sup> day of December, 2018.

24 WITHERSPOON • KELLEY

25  
26 By:   
27 SHELLEY N. RIPLEY, WSBA #28901  
28 *Attorneys for Appellant Numerica Credit Union*



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**CERTIFICATE OF SERVICE**

Pursuant to RCW 9A.72.085, the undersigned hereby certifies under penalty of perjury under the laws of the State of Washington, that on the 20<sup>th</sup> day of December, 2018, the foregoing RESPONSE TO GAMBLING COMMISSION STAFF'S PETITION FOR REVIEW was delivered to the following persons in the manner indicated:

Chad C. Standifer  
Assistant Attorney General  
Office of the Attorney General  
1125 Washington St. SE  
MS 40100  
Olympia, WA 98504-0100  
*Attorney for Gambling Commission*

- By Hand Delivery
- By U.S. Mail
- By Overnight Mail
- By Facsimile Transmission
- By Electronic Mail:  
chads@ATG.WA.GOV

Haylee Mills  
Staff Attorney  
MS 40100  
PO Box 42400  
Olympia, WA 98504-2400

- By Hand Delivery
- By U.S. Mail
- By Overnight Mail
- By Facsimile Transmission
- By Electronic Mail:  
hailey.miles@oah.wa.gov

  
KELLEY FLORES  
Legal Assistant



Numerica Credit Union, Case No. 2018-00200

Order Granting Motion for  
Extension of Time

1  
2  
3  
4  
5  
6 **BEFORE THE WASHINGTON STATE GAMBLING COMMISSION**  
7

8 In Re:

9 NUMERICA CREDIT UNION,

10 Applicant.  
11

OAH NO. 04-2018-GMB-00046  
GMB NO. CR 2018-00200

ORDER GRANTING  
CONTINUANCE

12 On October 9, 2018, the Initial Order in this matter was issued. The initial order granted  
13 Numerica Credit Union's (Numerica) motion for summary judgment. A Petition for Review of  
14 an initial order must be filed with the Gambling Commission within 20 days of the date of service  
15 of the initial order per WAC 230-17-090.

16 On October 23, 2018, Commission staff requested a 15 day continuance to file a Petition  
17 for Review. The motion is based on attorney scheduling demands and the need for additional  
18 time to brief the issues in the Initial Order.

19 Appellant opposes such continuance, arguing that it would be prejudiced by the extension  
20 as Numerica's counsel is out of the office from November 12<sup>th</sup> to November 23<sup>rd</sup>, and therefore  
21 would not have the full thirty days to respond to the Petition for Review. Numerica also argues  
22 that it wishes to conduct fundraising during the 2018 holiday season.

23 A continuance may be granted for good cause shown. WAC 230-17-135.

24 An initial order is not a final order, and a license has not been issued to Numerica.  
25 Numerica's argument that it wishes to conduct fundraising during the 2018 holiday season is  
26 premature.

1 In addition, after the receipt of a petition, the Commission must review the petition at a regularly  
2 scheduled meeting within 120 days.. WAC 230-17-090(7). As the Commission does not have  
3 a regularly scheduled meeting in December, the Commission will not be able to review the  
4 Petition for Review and Numerica's reply until its regularly scheduled meeting in January 2019  
5 regardless of whether a continuance is granted or not. If the motion for continuance is denied,  
6 and Commission staff files a petition for review on October 29<sup>th</sup>, then Numerica's reply will be  
7 due on November 28<sup>th</sup>. This will also impact Numerica as its counsel will still be out of the  
8 office during Numerica's 30 day response time. As Numerica's counsel will be out of the  
9 country from November 12 through the 23, and the Commission cannot hear the case until its  
10 January meeting at the earliest, there is no need to conclude briefing before the end of November.  
11 Therefore, there is no prejudice to the parties in granting a short continuance to both parties in  
12 this matter. The Commission's request for continuance was made promptly and there is good  
13 cause for a continuance. WAC 230-17-090.

14 Therefore, the Commission staff's request for a continuance is GRANTED. The  
15 Commission's staff's Petition for Review is due **November 13, 2018**. Numerica's Reply is due  
16 **December 21, 2018**. This matter will be reviewed by the Commission at the **January 10, 2018**  
17 meeting.

18 DATED this 26 day of October 2018.

19  
20   
21 \_\_\_\_\_  
22 BUD SIZEMORE - CHAIR  
23  
24  
25  
26



1 NOTICE: RECONSIDERATION

2 PURSUANT TO THE PROVISIONS OF RCW 34.05.470, WAC 230-17-140, AND WAC 230-  
3 17-0180(6), YOU MAY FILE A PETITION FOR RECONSIDERATION WITH THE  
4 COMMISSION WITHIN TEN (10) DAYS FROM THE DATE THIS FINAL ORDER IS  
5 SERVED UPON YOU. ANY REQUEST FOR RECONSIDERATION MUST STATE THE  
6 SPECIFIC GROUNDS FOR THE RELIEF REQUESTED. PETITIONS MUST BE  
7 DELIVERED OR MAILED TO:

8 WASHINGTON STATE GAMBLING COMMISSION  
9 PO BOX 42400  
10 OLYMPIA, WA 98504-2400

11 NOTICE: PETITION FOR JUDICIAL REVIEW

12 YOU ALSO HAVE THE RIGHT TO APPEAL THIS FINAL ORDER TO SUPERIOR  
13 COURT, PURSUANT TO THE PETITION FOR JUDICIAL REVIEW PROVISIONS OF  
14 RCW 34.05.542. ANY PETITION FOR JUDICIAL REVIEW OF THIS FINAL ORDER  
15 MUST BE FILED WITH THE COURT AND ALSO SERVED UPON BOTH THE  
16 COMMISSION AND THE OFFICE OF THE ATTORNEY GENERAL WITHIN THIRTY (30)  
17 DAYS AFTER THE DATE THIS FINAL ORDER IS SERVED UPON YOU.  
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**Washington State Gambling Commission  
Program Review  
Seattle Junior Hockey Association**

**Part I  
Licensing/Organization Information**

<b>For Fiscal Year Ended</b> June 30, 2017	<b>Name/Address</b> Seattle Junior Hockey Association 7016 220 <sup>th</sup> St SW Mountlake Terrace, WA 98043
---	---

**MEMBERSHIP AND MANAGEMENT**

42 Active voting members  
 3 Officers and 9 Board members  
 4 quarterly Board meetings were conducted during the 2016/2017 fiscal year  
 1 General membership meeting was held during the 2016/2017 fiscal year  
 Board member election was held on June 12, 2018

**ACTIVE LICENSES ISSUED BY GAMBLING COMMISSION**

<b>Description/Class</b>	<b>Exp. Date</b>	<b>License Number(s)</b>
Class I Bingo	12/31/2018	01-01670
Class E Raffle	12/31/2018	02-00875
Class A Amusement Game	12/31/2018	03-00801
Class L Non-profit pull tab	12/31/2018	05-02334

**Organizational Purpose and Structure**

**Statement of Purpose**

Seattle Junior Hockey Association is an organization that provides all aspects of youth hockey from "Learn to Skate" to the highest level of amateur hockey. The organization serves youth participants in the Seattle area from ages 4-18.

The stated purpose of the organization is to promote growth of youth amateur hockey, which includes teaching physical skills, fair play, discipline, respect for authority and competitiveness. This objective is to be reached by putting the highest caliber of coaching staff available to service their members.

**Charitable/Nonprofit Services**

During 2017 Seattle Junior Hockey Association expended over \$886,875.00 for program services and served 1106 youth participants in their hockey programs. The organization also provides "scholarships" to cover the cost to participate in the youth hockey programs for under-privileged youth in the greater Seattle area.

In addition, Seattle Junior Hockey Association and the Seattle Skating Club continued a partnership in the Washington Ice Skating Association (WISA). The Lynnwood Ice Center, located in Lynnwood, is open to the public, and focuses on beginner levels of ice skating. The Olympic View Ice Arena, located in Mountlake Terrace, is a private rink focusing on the development of hockey and figure skating. Both ice arenas continue to be successful in the community.

**Part II  
Staff Findings**

During our review of Seattle Junior Hockey Association, numerous steps were taken to ensure they are functioning in accordance with their Bylaws and continue to meet the definition of a charitable or nonprofit organization under the RCW. This was done in part by reviewing: board meeting minutes, program services, financial statements, internal controls, and payroll for reasonable wages, the use of funds and assets and contracts for reasonableness. We verified their programs exist and are being supported and they made significant progress towards their stated purpose.

Based on our review we determined Seattle Junior Hockey Association was in compliance with all WACs and RCWs during their fiscal year ending June 30, 2017 and is suitable for continued licensure.

**Prepared By:**  
Greg Allen, Special Agent  
Regulation Unit

**Signature:**



**Date:**

12/28/18



# G2E 2018

January 10, 2019

Jamie Aldridge, Senior Testing Engineer  
Electronic Gambling Lab

Cathy Harvey, Agent in Charge  
Tribal Gaming Unit

Brian Considine, Legal & Legislative Manager  
Legal & Records Unit



# G2E: Global Gaming Expo

Preeminent show for gaming-entertainment industry

October 8 – 11

Sands Expo, Las Vegas

26,000+ attendees

450+ exhibitors

Keynotes, educational sessions, exhibit hall, stakeholder meetings



# Commissioners & Staff Attended

**Commissioners**

**Administration**

**Information Technology**

**Tribal Gaming**

**Licensing**

**Legal & Records**

**Electronic Gambling Lab**



# Regulators Roundtable



# Manufacturer Meetings





# Educational Sessions & Keynotes

**Mobile Gaming: The Next Big Thing for Indian Gaming**

**Changing the Game: The Legal and Regulatory Impacts of a PASPA Repeal**

**The Challenges of Being a Sports Betting Operator in the U.S.**

**How States and Tribes are Preparing for Legal Sports Betting**

**Sports Betting: The Path Forward for Indian Country**

**Indian Gaming in 2018: Legislative and Policy Issues in the U.S.**

**How Sports Betting Works in a Regulated Market**



# South Point Sports Book Tour



# Stakeholder Meetings





# Questions?

Jamie Aldridge, Senior Testing Engineer  
Electronic Gambling Lab

Cathy Harvey, Agent in Charge  
Tribal Gaming Unit

Brian Considine, Legal & Legislative Manager  
Legal & Records Unit





STATE OF WASHINGTON  
GAMBLING COMMISSION

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

January 2, 2019

**TO:** COMMISSIONERS:  
Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**FROM:** Haylee P. Mills, Staff Attorney  
Legal and Records Division

**SUBJECT: Roemun Chan, CR 2018-01094**  
**Final Order – January 10, 2019 Commission Meeting**

Mr. Roemun Chan has a gambling license authorizing Public Card Room Employee activity at Great American Casino in Des Moines, Washington. His license expires on May 22, 2019.

On June 29, 2018, while working as a shift manager at Great American Casino, Mr. Chan conducted the final table card draw for a baccarat tournament. On the above date, Mr. Chan conspired with a player in the tournament to defraud the casino by manipulating the shuffling of the cards to be drawn by players to ensure the player received the highest card cut and would qualify for the final round of the tournament. Video surveillance showed the player whispering to Mr. Chan before the final table card draw, and then Mr. Chan manipulating the deck of cards to ensure that the Ace of Spades would be drawn by the player. Surveillance also showed the player drawing the Ace of Spades, which qualified the player for the final round of the tournament. Mr. Chan's actions ensured that the player received some of the tournament prize money as all seats at the final tournament table were paid a portion of the prize. Following the incident, Mr. Chan's employment with Great American Casino was terminated.

Director Trujillo issued Mr. Chan a Notice of Administrative Charges on November 14, 2018, by regular and certified mail to his last known address on file. Neither the regular nor certified mail was returned. As of the date of this memo, the Commission has not received any response from Mr. Chan.

Mr. Chan's failure to respond to the charges or request a hearing is a waiver of Mr. Chan's right to a hearing in Case No. CR 2018-01094. You may take final action against his gambling license. Based on his conduct, Mr. Chan cannot show by clear and convincing evidence that he is qualified to keep his gambling license. Therefore, staff recommends that the Commission sign the proposed final order and revoke Roemun Chan's Public Card Room Employee license, Number 68-33520.

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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

7 In the Matter of:

NO. CR 2018-01094

8  
9 ROEUN CHAN,  
License No. 68-33520

FINAL ORDER OF THE  
GAMBLING COMMISSION

10  
11 Licensee.

---

12 This matter having come before the Washington State Gambling Commission  
13 (Commission) on January 10, 2019, the Commission makes the following Findings of Fact,  
14 Conclusions of Law, and issues its Final Order:

15 **I. FINDINGS OF FACT**

16 1. The Washington State Gambling Commission issued Roeun Chan License No.:  
17 68-33520, authorizing Public Card Room activity at Great American Casino in Des Moines,  
18 Washington.

19 2. This license, which expires on May 22, 2019, was issued subject to Mr. Chan's  
20 compliance with state gambling laws and Commission rules.

21 3. On June 29, 2018, while working as a shift manager at Great American Casino,  
22 Mr. Chan conducted the final card draw for abaccarat tournament.

23 4. On the above date, Mr. Chan conspired with a player in the tournament to defraud  
24 the casino by manipulating the shuffling of the cards to be drawn by players to ensure the player  
25 received the highest card cut and would qualify for the final round of the tournament.



1 **ORDER**

2 This matter having come before the Commission at its January 10, 2019, Commission  
3 meeting, the Commissioners having heard arguments, been given the chance to review the  
4 administrative record, and being fully advised in this matter, now therefore:

5 It is hereby **ORDERED** that Roemun Chan's gambling license, Number 68-33520, is  
6 **REVOKED**.

7  
8 DATED this \_\_\_\_ day of January, 2019.

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10 \_\_\_\_\_  
BUD SIZEMORE, Chair

\_\_\_\_\_   
JULIA PATTERSON, Vice Chair

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CHRISTOPHER STEARNS

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ED TROYER

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15 \_\_\_\_\_  
ALICIA LEVY



**NOTICE**

Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a petition for reconsideration of a final order. A petition for reconsideration must be received no later than thirteen (13) days after the date this final order is mailed. Any motion for reconsideration must state the specific grounds supporting the party's request for reconsideration.

Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final order. Any petition for a stay should be received by the Commission within thirteen (13) days after the date this final order is mailed.

Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by filing a petition for judicial review within thirty (30) days after service of this order. A petition for judicial review must be filed with the appropriate superior court and served upon both the Commission and the Office of the Attorney General.

Service: This Order was served on you three days after it was deposited in the United States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

Any motions or petitions for judicial review should be served on or mailed to:

Washington State Gambling Commission  
Legal and Records Division  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
P.O. Box 42400  
Olympia, WA 98504-2400

Gregory J. Rosen  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100

**CERTIFICATE OF SERVICE**

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

ROEUN CHAN  
16720 6<sup>TH</sup> AVE WEST D103  
LYNNWOOD WA 98037

EXECUTED this \_\_\_\_ day of January, 2019, at Lacey, Washington.

\_\_\_\_\_  
Haylee Mills  
Staff Attorney



STATE OF WASHINGTON  
GAMBLING COMMISSION

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

January 2, 2019

**TO:** COMMISSIONERS:  
Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**FROM:** Haylee P. Mills, Staff Attorney  
Legal and Records Division

**SUBJECT: Gonzo’s LLC d/b/a Gonzo’s, CR 2018-00871  
Final Order – January 10, 2019 Commission Meeting**

Gonzo’s LLC d/b/a Gonzo’s has a gambling license authorizing Punchboard/Pull-Tab activity in the State of Washington. The license expires on September 30, 2019, and was issued subject to the Licensee’s, and its substantial interest holder’s compliance with state gambling laws and Commission rules at all times after receiving its gambling license.

Allan Galanti is a substantial interest holder and owner of the Licensee. On or about the period February 18, 2017 to March 12, 2017, Mr. Galanti is alleged to have wrongfully obtained control over the property of others by aid of deception. Due to Mr. Galanti’s alleged unlawful conduct, he was charged in King County Superior Court in Case Number 17-C-03673-7 SEA, with one count of Theft in The Second Degree, a Class C Felony, and four counts of Theft in the Third Degree, Gross Misdemeanors. On October 9, 2017, a Bench Warrant for Mr. Galanti’s arrest was issued in Case Number 17-C-03673-7 SEA. The warrant is still active, and the case remains pending.

Director Trujillo issued a Notice of Administrative Charges on October 26, 2018 to the Licensee by regular and certified mail to the last address the Gambling Commission had on file on November 8, 2018. Pursuant to WAC Rule, a response was required to be received by the Commission by December 1, 2018. The Commission received an untimely request for hearing on December 3, 2018—after the deadline for response.

Gonzo’s LLC d/b/a Gonzo’s failure to respond to the charges or request a hearing is a waiver of Licensee’s right to a hearing in Case No. CR 2018-00871. You may take final action against its gambling license. Based on the conduct of its sole substantial interest holder, Gonzo’s LLC d/b/a Gonzo’s cannot show by clear and convincing evidence that it is qualified to keep its gambling license. Therefore, staff recommends that the Commission sign the proposed final order and

Default Hearing – Gonzo’s  
January 2, 2019  
Page 2

revoke Gonzo’s LLC d/b/a Gonzo’s Punchboard/Pull-Tab Activity License, Number 05-20418.

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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2018-00871

GONZO’S LLC d/b/a GONZO’S,  
License No. 05-20418

FINAL ORDER OF THE  
GAMBLING COMMISSION

Licensee.

This matter having come before the Washington State Gambling Commission (Commission) on January 10, 2019, the Commission makes the following Findings of Fact, Conclusions of Law, and issues its Final Order:

**I. FINDINGS OF FACT**

1. The Washington State Gambling Commission issued Licensee Gonzo’s LLC d/b/a Gonzo’s License number: 05-20418, authorizing Punchboard/Pull-Tab activity in the State of Washington.

2. This license, which expires on September 30, 2019, was issued subject to the licensee’s substantial interest holder’s compliance with state gambling laws and Commission rules at all times after receiving its gambling license.

3. Allan Galanti is the 100 % owner and sole governing person of Gonzo’s LLC d/b/a Gonzo’s. This makes him a substantial interest holder of the Licensee under WAC 230-03-045.





**NOTICE**

Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a petition for reconsideration of a final order. A petition for reconsideration must be received no later than thirteen (13) days after the date this final order is mailed. Any motion for reconsideration must state the specific grounds supporting the party's request for reconsideration.

Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final order. Any petition for a stay should be received by the Commission within thirteen (13) days after the date this final order is mailed.

Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by filing a petition for judicial review within thirty (30) days after service of this order. A petition for judicial review must be filed with the appropriate superior court and served upon both the Commission and the Office of the Attorney General.

Service: This Order was served on you three days after it was deposited in the United States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

Any motions or petitions for judicial review should be served on or mailed to:

Washington State Gambling Commission  
Legal and Records Division  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
P.O. Box 42400  
Olympia, WA 98504-2400

Gregory J. Rosen  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100



**CERTIFICATE OF SERVICE**

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

GONZO'S  
C/O ALLAN GALANTI  
15423 SE 272<sup>ND</sup> ST, STE 101  
KENT WA 98042

EXECUTED this \_\_\_\_ day of January, 2019, at Lacey, Washington.

\_\_\_\_\_  
Haylee Mills  
Staff Attorney



**STATE OF WASHINGTON  
GAMBLING COMMISSION**

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

January 2, 2019

**TO:** COMMISSIONERS:  
Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**FROM:** Haylee P. Mills, Staff Attorney  
Legal and Records Division

**SUBJECT: Chang S. Kim, CR 2018-01376  
Final Order – January 10, 2019 Commission Meeting**

Ms. Chang S. Kim has a gambling certification authorizing Class III Employee activity at the Nisqually Red Wind Casino in Olympia, Washington. Her certification expires on March 9, 2019.

On May 16, 2018, a patron of the Nisqually Red Wind Casino reported dropping \$100 in \$20 bills in the casino. Video surveillance showed Ms. Kim, who was working as a custodial worker, pick up the money and attempt to conceal it. Ms. Kim did not attempt to return the money or turn it in to security as required by casino policy. As a result of the above allegations, Ms. Kim’s tribal gaming license was suspended by the Nisqually Tribal Gaming Commission on May 16, 2018, and revoked on May 31, 2018. Ms. Kim’s employment was subsequently terminated.

Director Trujillo issued Ms. Kim a Notice of Administrative Charges on November 14, 2018, by regular and certified mail to her last known address on file. Neither the regular nor certified mail was returned. As of the date of this memo, the Commission has not received any response from Ms. Kim.

Ms. Kim’s failure to respond to the charges or request a hearing is a waiver of Ms. Kim’s right to a hearing in Case No. CR 2018-01376. You may take final action against her gambling certification. Based on her conduct, Ms. Kim cannot show by clear and convincing evidence that she is qualified to keep her gambling certification. Therefore, staff recommends that the Commission sign the proposed final order and revoke Chang S. Kim’s Class III Employee certification, Number 69-41620.

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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2018-01376

CHANG S. KIM,  
License No. 69-41620

FINAL ORDER OF THE  
GAMBLING COMMISSION

Class III Employee.

This matter having come before the Washington State Gambling Commission (Commission) on January 10, 2019, the Commission makes the following Findings of Fact, Conclusions of Law, and issues its Final Order:

**I. FINDINGS OF FACT**

1. The Washington State Gambling Commission issued Chang S. Kim Certification No.: 69-41620, authorizing Class III Employee activity at the Nisqually Red Wind Casino in Olympia, Washington.

2. This certification, which expires on March 9, 2019, was issued subject to Ms. Kim’s compliance with state gambling laws and Commission rules, in accordance with the Nisqually Tribal-State Gaming Compact.

3. On May 16, 2018, a patron of the Nisqually Red Wind Casino reported dropping \$100 in \$20 bills in the casino.

4. Video surveillance showed Ms. Kim, who was working as a custodial worker, pick up the money and attempt to conceal it.



**ORDER**

This matter having come before the Commission at its January 10, 2019, Commission meeting, the Commissioners having heard arguments, been given the chance to review the administrative record, and being fully advised in this matter, now therefore:

It is hereby **ORDERED** that Chang S. Kim’s gambling certification, Number 69-41620, is **REVOKED**.

DATED this \_\_\_\_ day of January, 2019.

\_\_\_\_\_  
BUD SIZEMORE, Chair

\_\_\_\_\_  
JULIA PATTERSON, Vice Chair

\_\_\_\_\_  
CHRISTOPHER STEARNS

\_\_\_\_\_  
ED TROYER

\_\_\_\_\_  
ALICIA LEVY

**NOTICE**

Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a petition for reconsideration of a final order. A petition for reconsideration must be received no later than thirteen (13) days after the date this final order is mailed. Any motion for reconsideration must state the specific grounds supporting the party's request for reconsideration.

Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final order. Any petition for a stay should be received by the Commission within thirteen (13) days after the date this final order is mailed.

Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by filing a petition for judicial review within thirty (30) days after service of this order. A petition for judicial review must be filed with the appropriate superior court and served upon both the Commission and the Office of the Attorney General.

Service: This Order was served on you three days after it was deposited in the United States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

Any motions or petitions for judicial review should be served on or mailed to:

Washington State Gambling Commission  
Legal and Records Division  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
P.O. Box 42400  
Olympia, WA 98504-2400

Gregory J. Rosen  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100

**CERTIFICATE OF SERVICE**

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

CHANG S. KIM  
20005 12<sup>TH</sup> AVE E  
SPANAWAY WA 98387

EXECUTED this \_\_\_\_ day of January, 2019, at Lacey, Washington.

\_\_\_\_\_  
Haylee Mills  
Staff Attorney



**STATE OF WASHINGTON**  
**GAMBLING COMMISSION**

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

January 2, 2019

**TO:** COMMISSIONERS:  
Bud Sizemore, Chair  
Julia Patterson, Vice Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**FROM:** Haylee P. Mills, Staff Attorney  
Legal and Records Division

**SUBJECT: Lia B. Vanderpol, CR 2018-00821**  
**Final Order – January 10, 2019 Commission Meeting**

Ms. Lia B. Vanderpol has a gambling license authorizing Public Card Room Employee activity at Slo Pitch Sports Grill and Casino in Bellingham, Washington. Her license expires on May 5, 2019.

On May 12, 2018, Ms. Vanderpol was working as a dealer at Slo Pitch Sports Grill and Casino when a customer accidentally dropped a \$100 black chip on the floor. Video surveillance showed Ms. Vanderpol step on the chip while others looked for it, and eventually pick it up and put it in her pocket. After she was confronted by the general manager, Ms. Vanderpol admitted to taking the chip. Her employment was terminated based on her actions. When interviewed by a Gambling Commission special agent, Ms. Vanderpol again admitted to taking the chip.

Director Trujillo issued Ms. Vanderpol a Notice of Administrative Charges on November 14, 2018, by regular and certified mail to her last known address on file. Neither the regular nor certified mail was returned. As of the date of this memo, the Commission has not received any response from Ms. Vanderpol.

Ms. Vanderpol’s failure to respond to the charges or request a hearing is a waiver of Ms. Vanderpol’s right to a hearing in Case No. CR 2018-00821. You may take final action against her gambling license. Based on her conduct, Ms. Vanderpol cannot show by clear and convincing evidence that she is qualified to keep her gambling license. Therefore, staff recommends that the Commission sign the proposed final order and revoke Lia B. Vanderpol’s Public Card Room Employee license, Number 68-34209.



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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

7 In the Matter of:

NO. CR 2018-00821

8  
9 LIA B. VANDERPOL,  
License No. 68-34209

FINAL ORDER OF THE  
GAMBLING COMMISSION

10  
11 Licensee.

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12 This matter having come before the Washington State Gambling Commission  
13 (Commission) on January 10, 2019, the Commission makes the following Findings of Fact,  
14 Conclusions of Law, and issues its Final Order:

15 **I. FINDINGS OF FACT**

16 1. The Washington State Gambling Commission issued Lia B. Vanderpol License  
17 No.: 68-34209, authorizing Public Card Room activity at the Slo Pitch Sports Grill and Casino  
18 in Bellingham, Washington.

19 2. This license, which expires on May 5, 2019, was issued subject to Ms.  
20 Vanderpol's compliance with state gambling laws and Commission rules.

21 3. On May 12, 2018, Ms. Vanderpol was working as a dealer at Slo Pitch Sports  
22 Grill and Casino when a customer accidentally dropped a \$100 black chip on the floor.

23 4. Video surveillance showed that Ms. Vanderpol stepped on the chip while others  
24 looked for it and eventually picked the chip up and put it in her pocket.

25 5. After she was confronted by the general manager of the casino, Ms. Vanderpol  
26 admitted to taking the chip.



1 It is hereby **ORDERED** that Lia B. Vanderpol's gambling license, Number 68-34209, is  
2 **REVOKED.**

3  
4 DATED this \_\_\_\_ day of January, 2019.

5  
6 \_\_\_\_\_  
BUD SIZEMORE, Chair

\_\_\_\_\_ JULIA PATTERSON, Vice Chair

7  
8 \_\_\_\_\_  
CHRISTOPHER STEARNS

\_\_\_\_\_ ED TROYER

9  
10 \_\_\_\_\_  
ALICIA LEVY

**NOTICE**

Reconsideration: RCW 34.05.470 and WAC 230-17-140 provide that a party may file a petition for reconsideration of a final order. A petition for reconsideration must be received no later than thirteen (13) days after the date this final order is mailed. Any motion for reconsideration must state the specific grounds supporting the party's request for reconsideration.

Stay of Final Order: Filing for reconsideration does not stay the effectiveness of this Order. WAC 230-17-145 provides that a party may petition the Commission for a stay of a final order. Any petition for a stay should be received by the Commission within thirteen (13) days after the date this final order is mailed.

Judicial Review: RCW 34.05.542 provides that a party may appeal this final order by filing a petition for judicial review within thirty (30) days after service of this order. A petition for judicial review must be filed with the appropriate superior court and served upon both the Commission and the Office of the Attorney General.

Service: This Order was served on you three days after it was deposited in the United States Postal Service regular mail, excluding the date of mailing. WAC 230-17-035.

Any motions or petitions for judicial review should be served on or mailed to:

Washington State Gambling Commission  
Legal and Records Division  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
P.O. Box 42400  
Olympia, WA 98504-2400

Gregory J. Rosen  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100

**CERTIFICATE OF SERVICE**

I certify that on the date below I served a copy of the foregoing document on all parties and/or their counsel by United States Postal Service regular mail to the following:

LIA B. VANDERPOL  
1853 KOK ROAD  
BELLINGHAM, WA 98264

EXECUTED this \_\_\_\_ day of January, 2019, at Lacey, Washington.

\_\_\_\_\_  
Haylee Mills  
Staff Attorney



### Rule Petition to Amend

WAC 230-16-005 Transporting, displaying, and selling gambling equipment at trade shows and conventions.

January, 2019 – Discussion and Possible Filing

<b>Tab 6: JANUARY, 2019 Commission Meeting Agenda.</b>	<b>Statutory Authority 9.46.070</b>
<b>Who Proposed the Rule Change?</b>	
Washington State Gambling Commission Staff	
<b>Background</b>	
<p>RCW 9.46.215 states that the possession or transportation of gambling equipment is illegal, unless it is in the furtherance of a gambling activity authorized by RCW or Commission rule. WAC 230-12-337, now WAC 230-16-005, was adopted and became effective in July, 2006, allowing licensed manufacturers and distributors to transport, display, and take orders for authorized gambling equipment at trade shows and conventions.</p> <p>In 2018, there was a request to transport and display unapproved tribal lottery system machines at a Washington Indian Gaming Association tradeshow. Staff denied the request because the machines had not been tested in and approved by the Electronic Gaming Lab. Other instances have arose where manufacturers and/or distributors possessed gambling equipment, not yet approved by the Electronic Gaming Lab, in warehouses, which may be considered an unauthorized gambling activity.</p>	
<b>Reason for the Rule Change</b>	
<p>Clarification is needed as to what types of gambling devices can be displayed at trade shows. Specifically:</p> <ul style="list-style-type: none"> <li>- Can devices that have not been approved by Washington State Gambling Commission but would be used for authorized gambling activities be displayed at tradeshow?</li> <li>- Can devices used for unauthorized activities be displayed at tradeshow?</li> </ul> <p>Attachments:</p> <ul style="list-style-type: none"> <li>• WAC 230-16-005</li> <li>• Email from Marcus Prater, AGEM</li> </ul>	
<b>Policy Considerations</b>	
Whether or not to clarify other concerns related to transportation, possession, and storage of gambling devices.	
<b>Stakeholder Feedback</b>	
Marcus Prater, AGEM, sent an email in support of updating the rule for tradeshow.	
<b>Staff Recommendation</b>	
Staff recommends filing initial rule-making to clarify rules regarding where gambling equipment can be stored and displayed in Washington.	

## **WAC 230-16-005**

### **Transporting, displaying, and selling gambling equipment at trade shows and conventions.**

Licensed manufacturers and distributors selling gambling equipment authorized by state or federal law may transport, display, and accept orders for the sale or lease of their products at trade shows and conventions as long as:

- (1) They notify us in writing of the nature, date, and location ten days before the trade show or convention; and
- (2) Their target audience of the trade show or convention are operators of authorized gambling activities in Washington; and
- (3) They deliver all gambling equipment purchased or leased at the trade show or convention to the operator's authorized location.

**From:** [Marcus Prater](#)  
**To:** [Laydon, Ashlie \(GMB\)](#)  
**Subject:** RE: Tradeshow Discussion; January 10th  
**Date:** Sunday, December 30, 2018 2:03:27 PM

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The Association of Gaming Equipment Manufacturers (AGEM) would like to submit the following as part of the public comment process:

“The Association of Gaming Equipment Manufacturers (AGEM), which represents all of the leading slot machine and table game companies in the world and has 166 member companies from 22 countries, respectfully asks the Washington State Gambling Commission to update its rules to allow suppliers to exhibit products in Washington that have not received final lab approvals. Trade show environments in particular should allow for the latest games and technology to be displayed so that the Washington market remains vibrant and strong and operators, and ultimately players, have as many choices as possible to select from. As evidenced by trade shows in gaming markets around the world, there is no downside to allowing this, and regulatory safeguards in Washington and all gaming markets ensure unapproved software, slots, tables or other technology will never make it to the live gaming floor. Thank you for your consideration and we look forward to working with you on this effort going forward.”

**MARCUS PRATER**  
**Executive Director**  
**Association of Gaming Equipment Manufacturers (AGEM)**  
**E-mail - [AGEM.org@cox.net](mailto:AGEM.org@cox.net)**  
**Phone - (702) 812-6932**  
**Web - [www.AGEM.org](http://www.AGEM.org)**

---

**From:** Laydon, Ashlie (GMB) [<mailto:ashlie.laydon@wsgc.wa.gov>]  
**Sent:** Friday, December 21, 2018 2:46 PM  
**To:** 'Marcus Prater'  
**Subject:** RE: Tradeshow Discussion; January 10th

They will.

---

**From:** Marcus Prater <[agem.org@cox.net](mailto:agem.org@cox.net)>  
**Sent:** Friday, December 21, 2018 2:45 PM  
**To:** Laydon, Ashlie (GMB) <[ashlie.laydon@wsgc.wa.gov](mailto:ashlie.laydon@wsgc.wa.gov)>  
**Subject:** RE: Tradeshow Discussion; January 10th

Thank you for this update. Will the comments submitted via email in advance of the meeting be entered into the record as part of the public comment process? In other words, if we don't have someone there in person, will our comments count along with those there in person? Thanks

**MARCUS PRATER**  
**Executive Director**  
**Association of Gaming Equipment Manufacturers (AGEM)**  
**E-mail - [AGEM.org@cox.net](mailto:AGEM.org@cox.net)**  
**Phone - (702) 812-6932**  
**Web - [www.AGEM.org](http://www.AGEM.org)**

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**From:** Laydon, Ashlie (GMB) [<mailto:ashlie.laydon@wsgc.wa.gov>]  
**Sent:** Friday, December 21, 2018 2:05 PM



**To:** 'Little, Dan'; 'agem.org@cox.net'; 'rebecca@washingtonindiagaming.org'  
**Cc:** Considine, Brian (GMB)  
**Subject:** Tradeshow Discussion; January 10th

Good afternoon,

I wanted to let you know that we'll be discussing the need for clarification of [WAC 230-16-005-Transporting, displaying, and selling gambling equipment at trade shows and conventions](#)- at the January Commission Meeting. You are welcome to attend (details below). There will be an opportunity for public comment. If you'd like to submit materials to the Commission for their consideration, please email them to me by January 2<sup>nd</sup>. Please feel free to pass this information on to those on the call last month.

**January Commission Meeting**

-

Date: January 10, 2019 @ 9am PST  
Location: Hampton Inn & Suites  
4301 Martin Way E.  
Olympia, WA 98516

Please contact me if you have any questions. Thank you and have a great holiday!

**Ashlie Laydon**  
**Rules Coordinator**  
**Legal and Records Division**  
**Washington State Gambling Commission**  
**(360) 486-3473**  
[ashlie.laydon@wsgc.wa.gov](mailto:ashlie.laydon@wsgc.wa.gov)



**STATE OF WASHINGTON  
GAMBLING COMMISSION**

**“Protect the Public by Ensuring that Gambling is Legal and Honest”**

December 28, 2018

**TO:**           **COMMISSIONERS**  
Bud Sizemore, Chair  
Julia Patterson, Vice-Chair  
Christopher Stearns  
Ed Troyer  
Alicia Levy

**EX OFFICIO MEMBERS**  
Senator Steve Conway  
Senator Lynda Wilson  
Representative Brandon Vick

**FROM:**       Brian J. Considine, Managing Attorney/Legislative Liaison

**SUBJECT:   LEGISLATIVE UPDATE**

The regular 105-day session is scheduled to begin on Monday, January 14, 2019. The Democrats will have larger majorities in the House and the Senate in 2019, and there have been some changes made to the legislative committees.

The Senate Labor and Commerce Committee has reduced the members on the committee from nine to seven. The Committee will continued to be chaired by Senator Keiser (D-Kent), but our ex officio Senator Conway is the committee’s new Vice Chair. Additionally, the other members of the Committee are: Curtis King (Ranking Minority, R-Yakima); John Braun (R-Centralia); Rebecca Saldaña (D-Seattle); Maureen Walsh (R-Walla Walla); and Lisa Wellman (D-Mercer Island). Senators Wellman and Walsh are new members to the committee this year, and ex officio Senator Wilson is no longer on the Committee.

The House Commerce and Gaming Committee has increased the members on the committee from nine to eleven. The Committee members are: Derek Stanford (Chair, D-Bothell); Kristine Reeves (Vice Chair, D-Federal Way); Drew MacEwen (Ranking, R-Union); Kelly Chambers (Assistant Ranking, R-Puyallup); Brian Blake (D-Aberdeen); Bill Jenkin (R-Prosser); Steve Kirby (D-Tacoma); Shelley Kloba (D-Kirkland); Melanie Morgan (D-Tacoma); Brandon Vick (R-Vancouver); and Jesse Young (R- Gig Harbor).

I continue to review pre-filed bills for the 2019 session and will brief you on any pre-filed gambling or other important bills at our January meeting. I will also review our process for considering bills that you may want to take a position on during the 2019 legislative session.