

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**STATE OF WASHINGTON  
GAMBLING COMMISSION**

In the Matter of:

NO. CR 2019-00571

JOCELYN M BAKER,  
License No. 69-38464,

FINAL ORDER OF THE  
GAMBLING COMMISSION

Class III Employee.

This matter having come before the Washington State Gambling Commission (Commission) on August 8, 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 a Class III Certification to Jocelyn M Baker, number: 69-38464, authorizing Class III Employee activity at Lucky Eagle Casino in Rochester, Washington.

2. This certification, which expired on July 9, 2019, was issued subject to Ms. Baker's compliance with state gambling laws and Commission rules in accordance with the Confederated Tribes of the Chehalis Reservation Tribal-State Gaming Compact.

3. On February 4, 2019, Chehalis Tribal Gaming Agency was made aware of a possible theft of promotion and point offers.

4. During the Chehalis Tribal Gaming Agency's review of monthly reports on player ratings and visits, they discovered that an out-of-state player had the following unusual transactions on his account for January 25, 2019:

FINAL ORDER OF THE  
GAMBLING COMMISSION

IN RE: JOCELYN M BAKER  
NO. 2019-00571

Washington State Gambling Commission  
4565 7<sup>th</sup> Avenue S.E., Lacey, WA 98503  
P.O. Box 42400  
Olympia, WA 98504

- a. The personal identification number (PIN) on his account was changed and a Players Club Card was made;
- b. A “free play” promotion offer was downloaded to the account; and
- c. The “free play” was downloaded onto a machine and cashed out without any rated play.

5. Chehalis Tribal Gaming Agency contacted the player to inquire about his visit. He explained he had not visited the casino on the above date.

6. An investigation was opened and Chehalis Tribal Gaming Agency discovered that 23 player accounts had been affected by the same criteria.

7. A review of video surveillance and computer login information determined that Ms. Baker, who was working as a Player’s Club Supervisor, was inserting Player’s Club Cards into machines, entering a PIN, loading promotion points to the accounts, and either playing the “free play” or cashing out the ticket.

8. It was determined that Ms. Baker stole approximately \$6,700 worth of player offers, some of which was converted to cash.

9. On February 8, 2019, Ms. Baker’s tribal gaming license was revoked and her employment was terminated. Ms. Baker had ten days to appeal the revocation. She did not request an appeal and therefore the revocation of her tribal license was upheld.

10. As of June 17, 2019, Ms. Baker has not reported the revocation of her tribal gaming license to the Washington State Gambling Commission.

11. Director David Trujillo issued administrative charges on May 24, 2019 alleging that Ms. Baker’s actions constituted a violation of RCW 9.46.075 and WAC 230-03-085. Further, that she could not show by clear and convincing evidence that she was qualified for certification as required by RCW 9.46.153 (1), and that her actions warranted revocation of her certification pursuant to RCW 9.46.075(1), (7) and (8), and WAC 230-03-085(1), (8), and (9)(a),

1 and in accordance with Section V.C. (1) and (3) of the Confederated Tribes of the Chehalis  
2 Reservation Tribal-State Gaming Compact.

3 12. Ms. Baker was sent the charges by regular and certified mail on May 24, 2019 to  
4 the last address the Gambling Commission had on file.

5 13. Pursuant to WAC 230-17-010, a response was required to be received by the  
6 Commission by June 17, 2019. To date, the Commission has received no communication from  
7 Ms. Baker.

## 8 II. CONCLUSIONS OF LAW

9 1. Ms. Baker received proper notice of the May 24, 2019 charges via regular and  
10 certified mail on May 27, 2019 pursuant to RCW 34.05.431, RCW 34.05.434, WAC 230-17-  
11 005, WAC 230-17-010, and WAC 10-08-130.

12 2. The Commission can take final action against Ms. Baker's gambling certification  
13 under Case Number CR 2019-00571 pursuant to RCW 9.46.075, RCW 34.05.440(1), RCW  
14 34.05.461, and WAC 230-03-085.

15 3. Ms. Baker's certification should be revoked under Case Number CR 2019-00571  
16 pursuant to RCW 9.46.075, RCW 9.46.153(1), RCW 34.05.440(1), RCW 34.05.461, and WAC  
17 230-03-085.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**ORDER**

This matter having come before the Commission at its August 8, 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 Jocelyn Baker's gambling certification, Number 69-38464, is **REVOKED**.

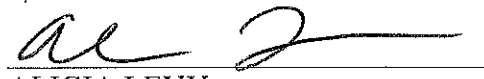
DATED this 8th day of August, 2019.

  
BUD SIZEMORE, Chair

  
JULIA PATTERSON, Vice Chair

  
CHRISTOPHER STEARNS

  
ED TROYER

  
ALICIA LEVY

1 **NOTICE**

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

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

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

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

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

18 Washington State Gambling Commission  
19 Legal and Records Division  
20 4565 7<sup>th</sup> Avenue S.E., Lacey, WA  
21 P.O. Box 42400  
Olympia, WA 98504-2400

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

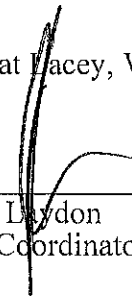
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

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:

JOCELYN M BAKER  
17904 CHARLOTTE PL SW  
ROCHESTER, WA 98599-9469

EXECUTED this 9 day of August, 2019, at Lacey, Washington.

  
\_\_\_\_\_  
Ashlie Daydon  
Rules Coordinator