



STATE OF WASHINGTON  
GAMBLING COMMISSION

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

June 17, 2021

MARTIN SIERGIEY  
904 BAKER ST  
BELLINGHAM, WA 98229

**RE: ADMINISTRATIVE ACTION; CR 2021-00309**

Dear Martin Siergiey:

Enclosed is an Order of Default entered by the Commission on June 11, 2021, revoking your certification to conduct gambling activities. This action occurred because you did not timely respond by requesting a hearing to the administrative charges mailed on March 29, 2021.


You have the right to move to vacate this Order. If you do so, we must receive your request by the 10<sup>th</sup> day after the Order was mailed. Your motion must include the specific grounds upon which relief is requested and must be submitted to:

Washington State Gambling Commission  
Attention: Legal & Records Division  
P.O. Box 42400  
Olympia, WA 98504-2400

You also have the right to submit a Petition for Judicial Review. If you do this, you must submit it within 30 days of the date the Order was mailed. RCW 34.05.514 explains where you must file this petition and RCW 34.05.546 explains what information your Petition must include.

This is not meant to be a full explanation of all the statutes and regulations you would need to understand to move to vacate or Petition for Judicial Review. Please call me at (800) 345-2529, extension 3473, with any questions.

Sincerely,

  
Ashlie Laydon, Rules Coordinator  
Legal & Records Division

Enclosure

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**STATE OF WASHINGTON  
GAMBLING COMMISSION**

7 In the Matter of:

NO. CR 2021-00309

8  
9 MARTIN D SIERGIEY,  
License No. 69-23072,

FINAL ORDER OF THE  
GAMBLING COMMISSION

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11 \_\_\_\_\_  
Class III Employee.

12 This matter having come before the Washington State Gambling Commission  
13 (Commission) on June 11, 2021, 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 Martin Siergiey gambling  
17 certification No. 69-23072 authorizing Class III Employee activity for the Stillaguamish Indian  
18 Tribe.

19 2. This certification, which expires on June 11, 2021, was issued subject to  
20 Siergiey's compliance with state gambling laws, Commission rules, and the Stillaguamish  
21 Tribal-State Gaming Compact.

22 3. Siergiey has held this certification since 2007.

23 4. A WSGC Special Agent was assigned to investigate Class III Certification holder  
24 Martin Siergiey's criminal history after being notified by the Stillaguamish Tribal Gaming  
25 Agency (STGA) about a pending criminal charge against Siergiey. As part of her investigation,  
26 the Agent requested certified copies of the pleadings in Siergiey's case.

1           5.       The Agent began reviewing the certified copies of the pleadings for Whatcom  
2 County Superior Court case number 21-1-00191-37 upon receipt. The Information for the case  
3 outlined that on February 22, 2021, Siergiey was charged with two crimes: Attempted Murder  
4 in the First Degree, a class A felony, and Drive By Shooting, a class B felony.

5           6.       The Declaration of Probable Cause outlines that on February 19, 2021, the victim  
6 of the crime was standing outside of his residence when Siergiey drove up to him. Siergiey  
7 rolled down his window and accused the victim of raping his wife in November; Siergiey then  
8 began firing a gun at him from his vehicle.

9           7.       The victim tried to flee from Siergiey, eventually entering a neighbor's home.  
10 When at the neighbor's home, the victim realized that he had been shot in his upper right thigh.  
11 Later, when he was seen by medical professionals, they were able to determine that the bullet  
12 had entered through the back of his upper right thigh, and exited out of the front.

13           8.       During the investigation, law enforcement found that a third-party complaint had  
14 been filed against the victim on November 19, 2020, alleging that he had raped Siergiey's wife.  
15 Siergiey's wife did not cooperate with the investigation, nor did she confirm the allegations made  
16 in the complaint. As a result, the victim was never contacted about the complaint, and the case  
17 was closed.

18           9.       Upon discovering this information, the victim was shown a photo line-up, in  
19 which he positively identified Siergiey. Siergiey then turned himself into the Whatcom County  
20 Sheriff's Office on February 20, 2021.

21           10.      On February 26, 2021, the STGA provided the WSGC with a Personnel  
22 Termination Notice (PTN) for Siergiey. In issuing the PTN, Siergiey's name became unlinked  
23 from employment with the Stillaguamish Tribe.

24           11.      On March 4, 2021, the Agent provided copies of the certified court documents to  
25 STGA, and notified them that she was recommending that Siergiey's certification be revoked.  
26

1 12. Former Director David Trujillo issued administrative charges on March 24, 2021  
2 alleging that Siergiey's actions constituted a violation of RCW 9.46.075(1), (8) and (9), WAC  
3 230-03-085(1) and (9)(a), and Sections V.C. (1) of the Stillaguamish Tribal-State Compact.  
4 Further, that Siergiey could not show by clear and convincing evidence that he was qualified for  
5 licensure as required by RCW 9.46.153(1), and that his actions warranted revocation of his  
6 certification pursuant to RCW 9.46.075(1) and WAC 230-03-085(1).

7 13. Siergiey was sent the charges by regular and certified mail on March 29, 2021 to  
8 the last address the Gambling Commission had on file.

9 14. Pursuant to WAC 230-17-010, a response was required to be received by the  
10 Commission by April 21, 2021. To date, the Commission has received no communication from  
11 Siergiey.

## 12 II. CONCLUSIONS OF LAW

13 1. Martin Siergiey received proper notice of the charges within three days of March  
14 29, 2021 via regular and certified mail, pursuant to RCW 34.05.413 RCW 34.05.434, WAC 230-  
15 17-005, WAC 230-17-010, and WAC 10-08-130.

16 2. The Commission can take final action against Martin Siergiey's gambling  
17 certification under Case Number CR 2021-00309 pursuant to RCW 9.46.075, RCW  
18 34.05.440(1), RCW 34.05.461, and WAC 230-03-085.

19 3. Martin Siergiey's certification should be revoked under Case Number CR 2020-  
20 00309 pursuant to RCW 9.46.075, RCW 9.46.153(1), RCW 34.05.440(1), RCW 34.05.461, and  
21 WAC 230-03-085.

## 22 III. ORDER

23 This matter having come before the Commission at its June 11, 2021, Commission  
24 meeting, the Commissioners having heard arguments, been given the chance to review the  
25 administrative record, and being fully advised in this matter, now therefore:  
26

1 It is hereby **ORDERED** that Martin Siergiey's gambling certification, Number 69-  
2 23072, is **REVOKED**.

3  
4 DATED this 11<sup>th</sup> day of June, 2021.

5 *Bud Sizemore*

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BUD SIZEMORE, Chair

*Julia Patterson*

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JULIA PATTERSON, Vice Chair

*Lauren King*

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

9 \_\_\_\_\_  
LAUREN KING

10 *Kristine Reeves*

11 \_\_\_\_\_  
KRISTINE REEVES

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

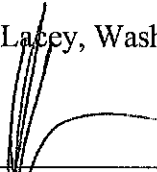
Doug Van de Brake  
Attorney General's Office  
1135 Washington St. SE  
P.O. Box 40100  
Olympia, WA 98504-0100

**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:

MARTIN SIERGIEY  
904 BAKER ST  
BELLINGHAM WA 98229

EXECUTED this 18 day of June, 2021, at Lacey, Washington.

  
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Ashlie Laydon  
Rules Coordinator

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