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**STATE OF WASHINGTON
LOTTERY COMMISSION**

In the Matter of:

LOT No. 19X0158

Prince Golen:
Lottery Retailer License No. 278689 for
Orting Food Mart (suspension);

AGREED ORDER

Lottery Retailer License No. 278689 for
Orting Food Mart (pending revocation); and

Lottery Retailer License No. 280847 for
7-Eleven (pending revocation),

Appellant.

The Washington State Lottery Commission (Lottery) by and through its attorneys, ROBERT W. FERGUSON, Attorney General, and JONG M. LEE, Assistant Attorney General, and Licensees PRINCE GOLEN, ORTING FOOD MART, and 7-ELEVEN (Licensees) by and through their attorney, BRIAN ZUANICH, hereby enter into this agreed order for Lottery case number 19X0158.

I. FACTUAL BACKGROUND

A. October 30, 2019 Retailer Compliance Investigation

On or about October 30, 2019, Investigators Derek Poppe and Linda Parque conducted retailer compliance investigations in the Orting, Washington area. Lottery conducts these investigations on licensed lottery retailers to see if they will correctly validate winning tickets or attempt to steal the ticket and claim it themselves. The investigators selected Orting Food Mart

AGREED ORDER

ATTORNEY GENERAL OF WASHINGTON
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1 on 204 Washington Avenue North in Orting based on reports that a male manager was stealing
2 winning lottery tickets from customers.

3 The investigators used "RED HOT CROSSWORD" tickets that validate as \$1,000
4 winners. Pursuant to WAC 315-10-075(3), all tickets greater than \$600 require the claim to be
5 made at the Lottery office. A false claim made on these tickets are a violation of RCW 67.70.130.

6 **B. Orting Food Mart Clerk Told the Undercover Investigator That the Ticket Was Not
a Winner**

7 At approximately 9:50 a.m. on or about October 30, 2019, Lottery Investigator Derek
8 Poppe went into the Orting Food Mart to conduct a compliance investigation. He presented one
9 of the tickets (1558-01084-095) to the clerk on duty wearing a nametag "Max." Max scanned
10 the ticket, which generated the winning music from the Lottery terminal. The Lottery terminal
11 then printed a claim form and a validation report that had: "PRIZE \$1,000, RETAILER: DO
12 NOT PAY PRIZE RETURN WINNING TICKET TO PLAYER." Investigator Poppe observed
13 Max reading the printed material. The clerk said "No Sir" as he was reading. Then he tossed the
14 ticket on the counter between Investigator and himself and said, "It's nothing." When
15 Investigator Poppe inquired, "So it's not a winner?" The clerk shook his head no. Investigator
16 Poppe paid for the soda purchase and left the location without the ticket. The clerk appeared to
17 be an East Indian male in his late 20's or early 30's.

18 When Investigator Poppe returned to his car, he informed Investigator Linda Parque what
19 had happened. Investigator Parque also walked into the Orting Food Mart to get another set of
20 eyes on the clerk so that she could help identify him if or when he came into to claim the prize
21 of the ticket.

22 On or about December 17, 2019, the ticket was claimed by Bhim Singh Gollen, the father
23 of Prince Golen, the lottery retailer in violation of RCW 67.70.090(4), RCW 67.70.130, and
24 WAC 315-04-200(7) and (13).

1 **C. Lottery Issues Suspension and Letter Intent to Revoke Retailer License**

2 On December 18, 2019, Lottery suspended Orting Food Mart's lottery license while it
3 conducted its investigation.

4 On or about January 23, 2020, the Lottery notified Licensees that both Orting Food Mart,
5 license no. 278689, and 7-Eleven, license no. 280847, no longer qualified for a Lottery license
6 alleging violations of RCW 67.70.090(4), RCW 67.70.130, and WAC 315-04-200(7) and (13).

7 An evidentiary hearing took place on February 27, 2020.

8 **II. AGREEMENT OF THE PARTIES**

9 Lottery and the Licensees agree to the following:

10 A. It is AGREED that Licensee Orting Food Mart's lottery license, license no.
11 278689, is revoked with no right to reapply for a period of three (3) years.

12 B. It is AGREED that Licensee Prince Golen shall provide the Lottery a list of all
13 Orting Food Mart employees and volunteers as of the date of the incident, including names, dates
14 of birth, and copy of driver's license or state-issued identification.

15 C. It is AGREED that Licensee 7-Eleven shall maintain its lottery license, license
16 no. 280847.

17 D. It is AGREED that no Orting Food Mart employees or volunteers (from the list
18 provided per Section II, Paragraph B), or Licensee Prince Golen's father, Bhim Gollen, may
19 work, volunteer, or otherwise participate in the operations of the 7-Eleven store on either a
20 permanent, fill-in, or emergency basis. To facilitate compliance, Licensee Prince Golen will
21 authorize the Lottery to request and receive identification from clerks in his 7-Eleven store and
22 require that employees cooperate. Finding a prohibited person at the 7-Eleven store or failure of
23 a 7-Eleven employee to provide identification will be a breach of this settlement and will result
24 in the revocation of the 7-Eleven store license.

25 E. It is AGREED any future applications for lottery licenses, including reapplication
26 for the Orting Food Mart, will be considered at the time of application with no promises or

1 guarantees of licensure. This incident, as well as compliance with the settlement agreement, will
2 be considered.

3 F. It is AGREED that Licensee Prince Golen will personally ensure that all
4 employees at the 7-Eleven or any future licensed store, are fully trained and capable of operating
5 lottery equipment and properly processing sales and claims. Failure to do so will be a breach of
6 this settlement and will result in revocation of that license. Training must include the fact that
7 any winning ticket left at the store for any reason must be immediately provided to the Lottery.

8 G. It is AGREED that Licensee understands that failure to abide by the terms and
9 conditions of this Agree Order may result in further legal action by Lottery.

10 H. It is AGREED that Licensee has voluntarily entered into this Agreed Order,
11 which is effective when signed by the Lottery's designee.

12 I. It is AGREED that Respondent has read this Agreed Order in its entirety and fully
13 understands and agrees to all of the same.

14 J. The parties recognize that this agreed order is subject to approval by the Lottery
15 Commission.

16 STIPULATED AND AGREED TO by:

17 Prince Golen
18 PRINCE GOLEN
19 Individually and as Licensees

4-6-2020
DATE

20 [Signature]
21 BRIAN ZUANICH, WSBA #43877
22 Attorney for Prince Golen, Orting Food Mart
23 and 7-Eleven, Licensees

4-7-2020
DATE

24 THIS ORDER ENTERED THIS 7th DAY OF April, 2020.

[Signature]
MARCUS GLASPER, Director
Washington Lottery Commission

25 Presented By:

26 Jong M. Lee, WSBA #38975
Assistant Attorney General