

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeal of

ELIZABETH CAMPBELL, ET AL.

Hearing Examiner File:

W-18-002

of the adequacy of an FEIS issued by the
Director, Seattle Office of Housing

**ORDER ON MOTION FOR
CONTINUANCE**

On September 4, 2018, Elizabeth Campbell et. al. ("Appellants") filed a Motion for Continuance for the date of the hearing, the discovery cutoff, and other deadlines set in this matter. The City of Seattle ("City") filed a response opposing the motion.

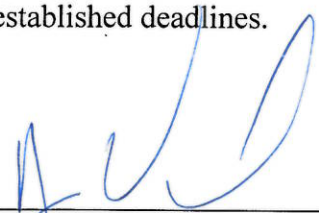
The hearing is currently set for September 25th through September 28th. The cutoff for discovery was set by prehearing order as August 24, 2018.

The Appellants have moved for the continuance on the basis that they are now aware of new information concerning a potential alternative location for the proposal that is the subject of the Environmental Impact Statement ("EIS") under appeal in this matter.

Appellants have identified no specific reason to continue the hearing or dates set forth in the prehearing order issued on May 23, 2018. Appellants have already had an extensive period in which to address discovery. Nothing in the motion identifies the availability of new information related specifically to the EIS appeal. In addition, the City has indicated that it is prepared for hearing, and that it will be prejudiced by additional delay. Appellants appear to need additional time to understand the new information they have received, and to potentially discuss settlement with the City. Settlement discussions are the purview of the parties, and the Appellants should raise this issue with the City directly. Only if the parties submit a motion mutually stipulating to the continuance of the hearing for settlement purposes, would the Hearing Examiner consider extending the hearing date at this late stage in the established deadlines.

The Appellants' motion is **DENIED**.

Entered this 12th day of September, 2018.



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CERTIFICATE OF SERVICE

I certify under penalty of perjury under the laws of the State of Washington that on this date I sent true and correct copies of the attached **Order on Motion for Continuance** to each person listed below, or on the attached mailing list, in the matter of **Elizabeth Campbell, et al.**, Hearing Examiner File: **W-18-002**, in the manner indicated.

Party	Method of Service
Appellant Elizabeth Campbell neighborhoodwarrior@gmail.com	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger
Department Patrick Downs Assistant City Attorney patrick.downs@seattle.gov Alicia Reise Alicia.reise@seattle.gov	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger

Dated: September 12, 2018



Alayna Johnson
Legal Assistant