

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeals of
SAVE MADISON VALLEY

Hearing Examiner Files:
**MUP-18-020 (DR, W) &
S-18-011**

from approval of a land use application and a land
use interpretation issued by the Director, Seattle
Department of Construction and Inspections

**ORDER ON
MOTION TO STRIKE**

Applicant TVC Madison Co. LLC (“Velmeir”) filed “Applicant’s Objection and Motion to Strike SMV’s Unauthorized Sur-Reply” on November 9, 2018. Appellant Save Madison Valley (“SMV”) filed “Save Madison Valley’s Response to Applicant’s Objection and Motion to Strike SMV’s Unauthorized Sur-Reply.”

On Thursday, November 8, 2018, SMV sent an email communication to the Examiner’s office that was unauthorized by the Amended Pre-Hearing Order, entered September 14, 2018. The Applicant moved to strike the email as an unauthorized sur-reply on the motion to dismiss, which was also pending at that time.

Order

Velmeir’s motion to strike is **GRANTED**.

The email received by the Examiner’s Office on Thursday, November 8, 2018 at 4:41 p.m. from Bryan Telegin of Bricklin & Newman, LLP, is stricken from the record.

Entered this 17th day of November, 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 to Dismiss and Order on Motion to Strike** to each person listed below, or on the attached mailing list, in the matters of **Save Madison Valley**. Hearing Examiner Files: **MUP-18-020 (DR, W) & S-18-011** in the manner indicated.

Party	Method of Service
Appellant Legal Counsel Claudia Newman newman@bnd-law.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
Applicant Legal Counsel Jeremy Eckert jeremy.eckert@foster.com Patrick Mullaney patrick.mullaney@foster.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 Magda Hogness SDCI magda.hogness@seattle.gov William Mills SDCI william.mills@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: November 19, 2018



Alayna Johnson
Legal Assistant