

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeal of

BRUCE STRUTHERS

from a SEPA decision issued by
the Director, Department of
Planning and Development

Hearing Examiner Files:
MUP-12-016 (W)

Department Reference:
3013236

**ORDER REVISING
CASE SCHEDULE and
DENYING MOTION
FOR CONTINUANCE**

The City requested a continuance of the hearing date in this matter to accommodate the schedule of a witness listed by both parties. The Appellant opposed the continuance and asked that an earlier date be set for hearing and the case schedule compressed. During a subsequent telephone conference attended by Bruce Struthers, Jeff Weber on behalf of the City, and the Hearing Examiner, the parties agreed to a revised case schedule. Therefore, it is Ordered that the case schedule included in the Corrected Prehearing Order entered in this matter on July 19, 2012 is superseded by the following schedule:

August 1, 2012 The City shall file with the Office of Hearing Examiner and serve on the Appellant preliminary witness and exhibit lists. The witness list shall include the names of witnesses, a brief summary of their expected testimony and, if a witness will be testifying as an expert, a statement of qualifications.

AND

The City shall file and serve its motion to quash parts of the Appellant's discovery requests.

August 10, 2012 The Appellant shall file with the Office of Hearing Examiner and serve on the City his response to the City's motion to quash.

August 15, 2012 The City shall file and serve its reply on the motion to quash.

AND

The City shall file its motion to dismiss part or all of the appeal.

August 20, 2012 The City shall serve its response to those discovery requests from the Appellant that the City is not seeking to quash.

September 12, 2012 The Appellant shall file and serve his response to the City's motion to dismiss.

AND

The City shall serve its response to any remaining discovery requests not quashed by order of the Examiner.

September 19, 2012 The City shall file its reply on the motion to dismiss.

October 3, 2012 The parties shall file and serve their final witness and exhibit lists with the Office of Hearing Examiner and serve them on the other party.¹ Each party shall also serve on the other party a copy of each exhibit included on its exhibit list.


October 10, 2012 Hearing on the merits of the appeal at 9:00 a.m.

¹Witness lists must include the names of witnesses and a brief summary of their expected testimony. If a witness will be testifying as an expert, a statement of qualifications must be included. Except for purposes of impeachment or rebuttal, only those witnesses and exhibits listed by the parties may be offered at the hearing.

(Note: If the parties reach agreement on different deadlines for filing witness and exhibit lists or for responding to discovery, the parties' written stipulation on the matter shall supersede the applicable provisions of this order.)

The City's motion for a continuance is **DENIED**.

Entered this 8th day of August, 2012.


Sue A. Tanner, Hearing Examiner
Office of Hearing Examiner
P.O. Box 94729
Seattle, Washington 98124-4729
Phone: (206) 684-0521
FAX: (206) 684-0536