

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeal of

ESCALA OWNERS ASSOCIATION,

from a decision issued by the Director, Seattle
Department of Construction and Inspections

Hearing Examiner File:

**MUP-19-031 (DD, DR, S,
SU, W)**

**PREHEARING
ORDER**

On November 7, 2019, a prehearing conference was held regarding this matter. Represented at the conference were the Appellant, Escala Owners Association ("Appellant"), by Claudia M. Newman, attorney-at-law. The Applicant, C T Corporation System ("Applicant"), was represented by Courtney Kaylor, attorney-at-law. The City of Seattle ("City"), was represented by Elizabeth Anderson, attorney-at-law.

During the prehearing conference, the parties discussed a hearing schedule, briefing schedule for prehearing motions, and identified a schedule for final witness and exhibit lists and exchange of exhibits. The following matters were discussed and resolved:

1. The parties agreed to electronic service of materials.
2. The parties may file prehearing motions. Any party filing a prehearing motion shall file with the Office of Hearing Examiner, and serve a copy on the other parties, their motion, no later than 5:00 PM on November 25, 2019.
3. Responses to any motion must be filed and served, no later than 5:00 PM on December 5, 2019.
4. Any reply to responses to a motion must be filed and served, no later than 5:00 PM on December 11, 2019.
5. The Department will provide the interpretation requested by Appellant by January 7, 2020.
6. The Appellant shall file and serve its final witness list¹ and final exhibit list, no later than 5:00 PM on January 14, 2020. The Appellants shall serve the other parties a copy of each of the exhibits listed on their exhibit list, no later

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

than 5:00 PM on January 14, 2020. (Exhibits are not to be filed with the Office of the Hearing Examiner electronically or in hard copy. Parties are not required to provide copies of an exhibit to another party if the other party is known to possess a copy of the exhibit. Parties must be prepared to provide a copy of any exhibit to be introduced at the hearing in hard-copy form to the Hearing Examiner.)

7. The City and Applicant shall file and serve their final witness lists and final exhibit lists, no later than 5:00 PM on January 21, 2020. The Applicant and City shall serve the other parties a copy of each of the exhibits listed on their respective exhibit lists, no later than 5:00 PM on January 21, 2020.

The hearing in this matter is scheduled to be held on **Tuesday, January 28**, beginning at **9:00 AM** in the Office of Hearing Examiner, Hearing Room 4000, 700 Fifth Avenue, (Seattle Municipal Tower; 40th Floor) Seattle, Washington. In addition to this initial hearing date, January 29, 30 and 31 have been reserved on the hearing calendar for continuation of the hearing.

The parties are reminded that Hearing Examiner Rule (HER) 2.05(a) requires that any electronically filed document more than 10 pages in length, including exhibits, must also be delivered to the Hearing Examiner in hard copy; and HER 2.05(c) prohibits the filing of more than 15 pages with the Office of Hearing Examiner by electronic facsimile.

Entered this 8th day of November, 2019.



Ryan Vancil, Hearing Examiner

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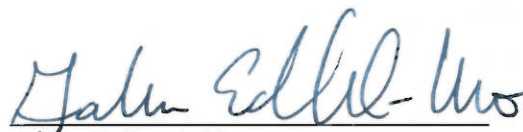
CERTIFICATE OF SERVICE

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 **Prehearing Order** to each person listed below, or on the attached mailing list, in the matter of **ESCALA OWNERS ASSOCIATION**. Case Number: **MUP-19-031 (DD, DR, S, SU, W)** in the manner indicated.

Party	Method of Service
Appellant John Sosnowy Escala Owners Association john@sosnowy.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
Appellant Legal Counsel Claudia M. Newman Bricklin & Newman, LLP newman@bnd-law.com Peggy Cahill cahill@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 Courtney Kaylor McCullough Hill Leary, PS courtney@mhseattle.com Lauren Verbanik lverbanik@mhseattle.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 Crystal Torres SDCI crystal.torres@seattle.gov Bill Mills 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

Shelley Bolser shelley.bolser@seattle.gov John Shaw john.shaw@seattle.gov	
Department Legal Counsel Liza Anderson City Attorney's Office liza.anderson@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: November 8, 2019



Galen Edlund-Cho
Legal Assistant