

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeal of

JACK WOZNIAK

From a Decision of the Director, Seattle
Department of Construction and Inspections

Hearing Examiner File:
MUP-19-033 (SE, W)

Department Reference:
3030857-LU

PREHEARING ORDER

On December 19, 2019, a prehearing conference was held regarding this matter. Represented at the conference were: the Appellant, Jack Wozniak, represented by Alexander Sidles, attorney-at-law (“Appellant”); the City of Seattle (“City”), represented by Ellen Aebischer, Land-use Planner; and the applicant Michael Pollard (“Applicant”) by Brandon Gribben, attorney-at-law.

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

1. The City and Applicant may file prehearing motions. Prehearing motions shall be filed with the Office of Hearing Examiner, and a copy served on the other parties, no later than 5:00 PM on December 31, 2019.
2. The response to prehearing motions shall be filed and served, no later than 5:00 PM on January 10, 2020.
3. The reply to any response shall be filed and served, no later than 5:00 PM on January 15, 2020.
4. The Appellant shall file and serve its final witness list¹ and final exhibit list, no later than 5:00 PM on February 24, 2020. The Appellant shall serve the other parties a copy of each of the exhibits listed on his exhibit list, no later than 5:00 PM on February 24, 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.)

¹ Witness lists must include the names of witnesses, a brief summary of their expected testimony, and an estimate of time that will be dedicated to direct examination of the witness. 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.

5. The City and Applicant shall file and serve their final witness lists and final exhibit lists, no later than 5:00 PM on March 2, 2020. The City and Applicant 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 March 2, 2020.

The hearing in this matter is scheduled to be held on **Monday, March 9, 2020**, 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, March 10 and 11 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 ^{20th}20 day of December, 2019



Ryan Vancil, Hearing Examiner

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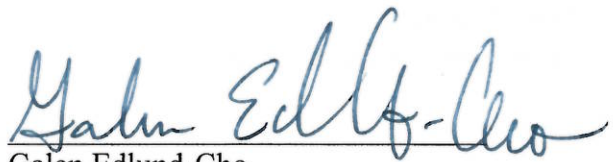
CERTIFICATE OF SERVICE

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 **JACK WOZNIAK**. Case Number: **MUP-19-033 (SE, W)** in the manner indicated.

Party	Method of Service
Appellant Jack Wozniak jackmwozniak@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
Appellant Legal Counsel Alex Sidles Bricklin & Newman, LLP sidles@bnd-law.com Bryan J. Telegin telegin@bnd-law.com Peggy S. Cahill cahill@bnd-law.com miller@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
Department Ellen Aebischer SDCI ellen.aebischer@seattle.gov Bruce Rips bruce.rips@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
Applicant Michael Pollard	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail

<p>michael@seattlelanduseco.com</p>	<p><input checked="" type="checkbox"/> E-mail <input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger</p>
<p>Applicant Legal Counsel Brandon Gribben Helsell Fetterman, LLP bgribben@helsell.com Gennifer Holland gholland@helsell.com</p>	<p><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</p>

Dated: December 23, 2019



Galen Edlund-Cho
Legal Assistant