

BEFORE THE HEARING EXAMINER
FOR THE CITY OF SEATTLE

In the matter of the appeal of

Hearing Examiner File:

MacDonald, Douglas B.

W-19-007

from a SEPA Determination of Non-Significance
(DNS) issued by the Director, Seattle Department
Of Transportation

**Motion Requesting Extension of Date for Appellant's
Filing of Witness and Exhibit Lists**

The Appellant respectfully submit to the Hearing Examiner that the volume of discovery and the complexity of issues presented in this appeal has overburdened the diligent capacity of the Appellant to properly and completely yet to finish the work of preparing the Witness and Exhibit Lists. The ability of the Appellant to move the work as quickly as the Appellant would have liked has been exacerbated throughout most of the discover and preparation period by the period in order to attend three to four medical appointments each week for medical treatment of an mobility impairing infection.

Compounding the problem has been the issue of the assertion of Attorney-Client Privilege over some of the requested discovery. This issue has been resolved late today by the City's delivery to the Appellant of redacted copies of the documents in question, mooting the privilege issue but even now further burdening a major exercise of trying to prepare the Exhibit List. The Appellant will move to withdraw the Motion regarding claims of Attorney-Client Privilege.

The Appellant respectfully requests that the date for Appellant's delivery of Witness and Exhibit Lists to the City be extended to Tuesday, March 3, at 5:00 p.m.

Respectfully submitted,

Dated: February 26, 2020

Respectfully submitted:



Douglas B. MacDonald
Appellant, *pro se*

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CERTIFICATE OF SERVICE

I certify that on this date I electronically filed a copy of **Motion Requesting Extension of Date for Appellant's Filing of Witness and Exhibit Lists** with the Seattle Hearing Examiner using its e-filing system.

I also certify that on this date a copy of the same document was sent via e-mail to the following party:

Patrick Downs
Assistant City Attorney
Seattle City Attorney's Office
Patrick.downs@Seattle.gov



Dated this 26th of February, 2020.

Douglas B. MacDonald