

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Appeal of

Hearing Examiner File:
LS-21-002, LS-21-003, & LS-21-004

**BAJA CONCRETE USA CORP.,
ROBERTO CONTRERAS, NEWWAY
FORMING INC., and ANTONIO
MACHADO**

Department Reference:
2020-00186-LS

from a Final Order issued by the Director,
Seattle Office of Labor Standards

**NOTICE OF REMOTE
HEARING**

On **Monday, October 17, 2022** beginning at **9:00 AM**, the City Hearing Examiner will hold a hearing at the Office of Hearing Examiner, via the remote hearing platform Zoom, to consider the following matter:

The appeals of BAJA CONCRETE USA COPR., ROBERTO CONTRERAS, NEWAY FORMING INC., and ANTONIO MACHADO of a Final Order issued by the Director, Seattle Office of Labor Standards for violations of the Wage Theft Ordinance, SMC 14.20; Minimum Wage Ordinance, SMC 4.19; and the Paid Sick and Safe Time Ordinance, SMC 4.16 that occurred between February 2018 and August 2020. (OLS Case # 2020-00186-LS)

In addition to this initial hearing date, October 18, 19, 20, 24, 25, 26, 27, 28, and 31 have been reserved on the hearing calendar for continuation of the hearing.

The authority for the hearing and the jurisdiction of the Hearing Examiner are derived from Seattle Municipal Code 14.16, 14.19 and 14.20, and the hearing will be conducted in accordance with the City's Administrative Code (SMC 3.02) and the Hearing Examiner Rules for Discrimination Cases. (Copies of the rules are available from the Office of Hearing Examiner and online at www.seattle.gov/examiner/rules-toc.htm). Consistent with the rules, the parties will each have an opportunity to offer testimony and to present witnesses and other evidence.

DATE OF NOTICE: September 24, 2021

Office of Hearing Examiner
P.O. Box 94729
Seattle, Washington 98124-4729
Telephone: (206) 684-0521
Fax: (206) 684-0536

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

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 **Notice of Remote Hearing** to each person listed below, or on the attached mailing list, in the matter of **BAJA CONCRETE USA CORP., ET AL.**, Hearing Examiner File: **LS-21-001, 003, & 004.** in the manner indicated.

Party	Method of Service
Appellant Legal Counsel (LS-21-002) Alex Larkin MDK Law 425-455-9610 alarkin@mdklaw.com Mark D. Kimball MDK Law 425-455-9610 mkimball@mdklaw.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 (LS-21-003) Newway Forming Inc c/o Kwynne Grant 604-299-3709 kgrant@nwforming.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 (LS-21-003) Jason R. Wandler Oles Morrison Rinker & Baker, LLP 206-623-3427 wandler@oles.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 (LS-21-004) Antonio Machado 760-613-6403 tony@newwayforming.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 Daron Williams OLS	<input type="checkbox"/> U.S. First Class Mail, postage prepaid <input type="checkbox"/> Inter-office Mail <input checked="" type="checkbox"/> E-mail

<p>206-733-9969 daron.williams@seattle.gov</p> <p>Ashley Harrison OLS 206-386-1930 ashley.harrison@seattle.gov</p> <p>Steven Marchese OLS 206-684-5397 steven.marchese@seattle.gov</p> <p>Vanessa Haralson OLS 206-256-5297 vanessa.haralson@seattle.gov</p>	<p><input type="checkbox"/> Fax <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Legal Messenger</p>
<p>Department Legal Counsel Jeremiah Miller City Attorney's Office 206-256-5495 jeremiah.miller@seattle.gov</p> <p>Derrick De Vera City Attorney's Office derrick.devera@seattle.gov</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>
<p>Mailing Debra Hernandez City Attorney's Office 206-684-5218 debra.hernandez@seattle.gov</p> <p>Sheala Anderson City Attorney's Office 206-615-1982 sheala.anderson@seattle.gov</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: September 24, 2021

/s/ Galen Edlund-Cho
Galen Edlund-Cho
Legal Assistant