

**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Application of

HUGH SHAFFER, SHW

for a Rezone of Property at
7012 Roosevelt Way NE

and

In the Matter of the Appeal of

HARRIET BURGER

from a Determination of Non-Significance
Issued by the Director, Seattle Department
of Construction and Inspections

Hearing Examiner Files:

CF-314447 & MUP-22-003

Department Reference:

3034865-LU

PREHEARING ORDER

A prehearing conference was held on May 25, 2022 concerning the appeal MUP-22-003. Attending the conference were: the appellant Harriet Burger (“Appellant”) representing herself; applicant Hugh Schaeffer (“Applicant”), represented by Sam Jacobs; and, the City of Seattle (“Department”), represented by Tami Garrett.

During the prehearing conference, the following matters were discussed and agreed¹:

1. The Applicant may file a prehearing motion which, shall be filed with the Office of Hearing Examiner and a copy served on the other party no later than 5:00 PM on June 7, 2022.
2. The response to any prehearing motion shall be filed and served no later than 5:00 PM on June 21, 2022.
3. The reply to any response shall be filed and served no later than 5:00 PM on June 24, 2022.
4. Appellant deadline for filing and serving final witness list, final exhibit list, serving other parties an electronic copy of each of the exhibits listed on the exhibit list, and filing with the Office of Hearing Examiner an electronic copy and a hard copy of said exhibits: June 22, 2022.

¹ This schedule applies only to the appeal MUP-22-003, and does not control the public hearing for CF-314447.

5. Department and Applicant deadline for filing and serving final witness list, final exhibit list, serving other parties an electronic copy of each of the exhibits listed on the exhibit list, and filing with the Office of Hearing Examiner an electronic copy and a hard copy of said exhibits: June 29, 2022.
6. Exhibit and witness lists are filed with the Office of Hearing Examiner using the e-file system. Copies of exhibits are filed with the Office of Hearing Examiner in hard copy form and electronic form. Hard copies of exhibits are filed with the Office of Hearing Examiner by mail and must be mailed on the date they are due. Electronic copies of exhibits must be filed with the Office of Hearing Examiner by email at: Hearing.Examiner@seattle.gov. Electronic copies of exhibits must be labeled numerically in the order identified in the exhibit list. Each exhibit should be submitted as an individual Word or .pdf document, and each document must be saved with a brief and accurate descriptive title (no more than 1-3 words) to identify the document for other users. 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.
7. Final witness lists must include the names of witnesses, a 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, only those witnesses and exhibits listed by the parties may be offered at the hearing.
8. The parties will meet service requirements by electronic service.
9. Unless otherwise stated, deadlines are no later than 5:00 PM.
10. The hearing in this matter is scheduled to be held on **Wednesday, July 6, 2022**, beginning at **9:00 AM** via remote hearing platform Zoom. In addition to this initial hearing date, July 7 has been reserved on the hearing calendar for continuation of the hearing.

Information about appeal hearings, including the *Hearing Examiner Rules of Practice and Procedure*, and a *Public Guide to Appeals and Hearings Before the Hearing Examiner*, is available on the Hearing Examiner's website, www.seattle.gov/examiner.

Entered May 25, 2022.

/s/Ryan Vancil
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 **Order Consolidating Hearings** to each person listed below, or on the attached mailing list, in the matters of **HUGH SHAEFFER, SHW & HARRIET BURGER.**, Hearing Examiner Files: **CF-314447 & MUP-22-003** in the manner indicated.

Party	Method of Service
Appellant – MUP-22-003 Harriet Burger 206-795-9766 burgerfoto1@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
Applicant Legal Counsel, Applicant Samuel M. Jacobs 1001 Fourth Avenue, Suite 4200 Seattle, WA 98154 206-292-1144 sjacobs@helsell.com Legal Counsel, Applicant Brandon S. Gribben 1001 Fourth Avenue, Suite 4200 Seattle, WA 98154 206-292-1144 bgribben@helsell.com Legal Counsel, Applicant Scott D. Johnson 1001 Fourth Avenue, Suite 4200 Seattle, WA 98154 206-292-1144 sjohnson@helsell.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 Tami Garrett SDCI 206-233-7182 tami.garrett@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
Mailing Kyna D. Gonzalez 1001 Fourth Avenue, Suite 4200 Seattle, WA 98154 206-689-2480 kgonzalez@helsell.com Erika Ikstrums SDCI 206-684-3160 erika.ikstrums@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: May 25, 2022

/s/ Patricia Cole
Patricia Cole