## BEFORE THE HEARING EXAMINER CITY OF SEATTLE

In the Matter of the Appeal of Hearing Examiner File:

W-23-001

## **SEATTLE MOBILITY COALITION**

from a decision issued by the City of Seattle City Council Central Staff

PREHEARING ORDER

A prehearing conference was held on March 23, 2023. Attending the conference were: the appellant Seattle Mobility Coalition ("Appellant"), represented by David Carpman; and, the City of Seattle ("Department"), represented by Liza Anderson.

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

- 1. The City may file a prehearing motion regarding issue preclusion and standing which, shall be filed with the Office of Hearing Examiner and a copy served on the Appellant no later than 5:00 PM on April 17, 2023.
- 2. The response to any prehearing motion shall be filed and served <u>no later than</u> 5:00 PM on May 1, 2023.
- 3. The reply to any response shall be filed and served <u>no later than 5:00 PM on May 8, 2023</u>.
- 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: May 17, 2023.
- 5. Respondent(s) 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: May 22, 2023.
- 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: <a href="Hearing.Examiner@seattle.gov">Hearing.Examiner@seattle.gov</a>. 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 **Tuesday**, **May 23**, **2023**, beginning at **9:00 AM** via remote hearing platform Zoom. In addition to this initial hearing date, May 24 and 25 have 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 March 28, 2023.	
	/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 <u>PREHEARING ORDER</u> to each person listed below, or on the attached mailing list, in the matter of <u>SEATTLE MOBILITY COALITION</u>. Hearing Examiner File: <u>W-23-001</u> in the manner indicated.

Party	Method of Service
<b>Appellant Legal Counsel</b>	U.S. First Class Mail, postage prepaid
	Inter-office Mail
Courtney Kaylor	⊠ E-mail
McCullough Hill PLLC	☐ Fax
courtney@mhseattle.com	Hand Delivery
	Legal Messenger
David P. Carpman	
McCullough Hill PLLC	
dcarpman@mhseattle.com	
<b>Department Legal Counsel</b>	U.S. First Class Mail, postage prepaid
	Inter-office Mail
Liza Anderson	⊠ E-mail
Seattle City Attorney's Office	Fax
Liza.Anderson@seattle.gov	Hand Delivery
<u> </u>	Legal Messenger

Dated: March 29, 2023 /s/Angela Oberhansly

Angela Oberhansly, Legal Assistant