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7 BEFORE THE HEARING EXAMINER  
8 CITY OF SEATTLE  
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10 In the Matter of the Appeal of:

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

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

Hearing Examiner File Nos.:

LS-21-002; LS-21-003; LS-21-004

**APPELLANT NEWWAY FORMING,  
INC.'S JOINDER IN APPELLANT  
MACHADO'S MOTIONS IN LIMINE**

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16 Newway Forming Inc. ("Newway") hereby joins Appellant Machado's Motions in  
17 Limine No. III: Motion for an Order declaring that the City may not rely on information OLS  
18 did not possess as of August 25, 2021, to justify OLS' Findings of Fact, Determination and  
19 Final Order; No. IV: Motion to exclude after-acquired evidence; V: Motion to limit the  
20 testimony of certain of the City's proposed witnesses; and VI. Motion for an Order declaring  
21 that none of the workers identified as City witnesses are, or ever were, City clients, thus no  
22 attorney-client privilege protecting the communications between those workers and City  
23 attorneys exists.  
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26 DATED this 9<sup>th</sup> day of June, 2023.  
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OLES MORRISON RINKER & BAKER LLP

By: /s/ Nicole E. Wolfe

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*Attorneys for Appellant Newway Forming Inc.*

## CERTIFICATE OF SERVICE

The undersigned certified under penalty of perjury under the laws of the state of Washington that on this 9<sup>th</sup> day of June, 2023, I caused true and correct copies of the foregoing document to be delivered to the following parties and in the manner indicated below:

Office of the Hearing Examiner The Hon. Ryan Vancil, Hearing Examiner 700 Fifth Avenue, Suite 4000 Seattle, WA 98104	<input checked="" type="checkbox"/> E-File <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery/Legal Messenger <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: <a href="mailto:Hearing.Examiner@seattle.gov">Hearing.Examiner@seattle.gov</a>
Mark D. Kimball Alex T. Larkin MDK Law 777 108 <sup>th</sup> Ave. NE, Suite 2000 Bellevue, WA 98004  <i>Attorneys for Baja Concrete USA Corp.</i>	<input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery/Legal Messenger <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: <a href="mailto:mark@mdklaw.com">mark@mdklaw.com</a> <a href="mailto:alarkin@mdklaw.com">alarkin@mdklaw.com</a>
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Aaron Rocke Allen McKenzie Rocke Law Group, PLLC 500 Union Street, Suite 909 Seattle, WA 98101  <i>Attorneys for Appellant, Antonio Machado</i>	<input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery/Legal Messenger <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email: <a href="mailto:aaron@rockelaw.com">aaron@rockelaw.com</a> <a href="mailto:allen@rockelaw.com">allen@rockelaw.com</a> <a href="mailto:service@rockelaw.com">service@rockelaw.com</a>

SIGNED at Seattle, Washington this 9<sup>th</sup> day of June, 2022.

/s/ Christine J. Smith  
Christine J. Smith

APPELLANT NEWWAY FORMING, INC.'S JOINDER  
IN APPELLANT MACHADO'S MOTIONS IN  
LIMINE - 3

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