

<b>Description</b>	<p>LS-21-002, LS-21-003, LS-21-004 Hearing Day 11  Baja Concrete USA Corp.  Monday, August 28, 2023</p> <p>Time: 9:00 a.m.  Examiner: Ryan Vancil  Assistant: Angela Oberhansly</p> <p>Party Representatives:</p> <p>Alex Larkin, Legal Counsel for the Appellant, LS-21-002</p> <p>Mark Kimball, Legal Counsel for the Appellant, LS-21-002</p> <p>Nicole Wolfe, Legal Counsel for the Appellant, LS-21-003</p> <p>Aaron Rocke, Legal Counsel for the Appellant, LS-21-004</p> <p>Trina Pridgeon, Legal Counsel for the Department, Office of Labor Standards</p> <p>Lorna Sylvester, Legal Counsel for the Department, Office of Labor Standards</p> <p>Witnesses:</p> <p>Ashley Harrison</p> <p>Katie Jo Keppinger</p>
<b>Date</b>	8/28/2023 <b>Location</b> [HXM1810606]

Time	Speake	Note
<a href="#">9:00:29 AM</a>		Examiner opens hearing
<a href="#">9:01:08 AM</a>		Rocke continues cross examination of Harrison
<a href="#">9:01:34 AM</a>		Harrison responds
<a href="#">9:02:35 AM</a>		Rock uses share screen to display City Exhibit 134 and continues cross examination of Harrison with respect to it
<a href="#">9:02:44 AM</a>		Harrison responds
<a href="#">9:04:31 AM</a>		Pridgeon objects
<a href="#">9:04:53 AM</a>		Rocke responds
<a href="#">9:05:09 AM</a>		Objection is overruled
<a href="#">9:05:19 AM</a>		Harrison responds
<a href="#">9:05:26 AM</a>		Rocke continues
<a href="#">9:05:35 AM</a>		Harrison responds
<a href="#">9:06:01 AM</a>		Rocke uses share screen to display City Exhibit 140 and continues cross examination of Harrison with respect to it
<a href="#">9:06:18 AM</a>		Harrison responds
<a href="#">9:08:45 AM</a>		Rocke uses share screen to display City Exhibit 141 and continues cross examination of Harrison with respect to it
<a href="#">9:08:51 AM</a>		Harrison responds
<a href="#">9:11:46 AM</a>		Pridgeon objects
<a href="#">9:11:54 AM</a>		Rocke responds
<a href="#">9:12:15 AM</a>		Objection is overruled
<a href="#">9:12:21 AM</a>		Rocke continues
<a href="#">9:12:50 AM</a>		Harrison responds
<a href="#">9:17:08 AM</a>		Rocke concludes
<a href="#">9:17:10 AM</a>		Pridgeon begins cross redirect examination of Harrison
<a href="#">9:17:21 AM</a>		Harrison responds
<a href="#">9:24:11 AM</a>		Pridgeon uses share screen to display City Exhibit 108 and continues cross redirect examination of Harrison with respect to it
<a href="#">9:25:01 AM</a>		Harrison responds
<a href="#">9:34:17 AM</a>		Kimball objects and motions to strike testimony
<a href="#">9:34:27 AM</a>		Pridgeon responds
<a href="#">9:34:43 AM</a>		Objection is overruled
<a href="#">9:35:13 AM</a>		Pridgeon continues
<a href="#">9:36:04 AM</a>		Harrison responds
<a href="#">9:39:55 AM</a>		Rocke objects
<a href="#">9:39:57 AM</a>		Pridgeon responds
<a href="#">9:40:17 AM</a>		Objection is sustained
<a href="#">9:40:47 AM</a>		Rocke objects
<a href="#">9:40:49 AM</a>		Objection is overruled
<a href="#">9:40:51 AM</a>		Harrison responds
<a href="#">9:41:08 AM</a>		Pridgeon continues
<a href="#">9:42:58 AM</a>		Harrison responds

<a href="#">9:43:19 AM</a>	Pridgeon uses share screen to display City Exhibit 141 and continues cross redirect examination of Harrison with respect to it
<a href="#">9:44:02 AM</a>	Harrison responds
<a href="#">9:44:42 AM</a>	Rocke objects
<a href="#">9:44:49 AM</a>	Pridgeon rephrases question
<a href="#">9:44:57 AM</a>	Rocke objects
<a href="#">9:45:04 AM</a>	Pridgeon responds
<a href="#">9:45:31 AM</a>	Objection is overruled
<a href="#">9:45:33 AM</a>	Harrison responds
<a href="#">9:45:50 AM</a>	Pridgeon continues
<a href="#">9:46:10 AM</a>	Harrison responds
<a href="#">9:47:33 AM</a>	Rocke objects
<a href="#">9:47:34 AM</a>	Wolfe joins objection
<a href="#">9:47:37 AM</a>	Pridgeon responds
<a href="#">9:47:56 AM</a>	Examiner asks question of Rocke
<a href="#">9:48:02 AM</a>	Rocke responds
<a href="#">9:49:04 AM</a>	Objection is overruled
<a href="#">9:49:09 AM</a>	Pridgeon continues
<a href="#">9:49:18 AM</a>	Harrison responds
<a href="#">9:50:48 AM</a>	Pridgeon motions to admit City Exhibit 108
<a href="#">9:51:22 AM</a>	City Exhibit 108 is admitted as Hearing Exhibit 88
<a href="#">9:51:43 AM</a>	Kimball begins cross redirect examination of Harrison
<a href="#">9:51:53 AM</a>	Harrison responds
<a href="#">10:11:30 AM</a>	Pridgeon objects
<a href="#">10:11:35 AM</a>	Kimball responds
<a href="#">10:12:35 AM</a>	Objection is overruled
<a href="#">10:12:52 AM</a>	Harrison responds
<a href="#">10:13:21 AM</a>	Examiner
<a href="#">10:13:26 AM</a>	Harrison responds
<a href="#">10:13:34 AM</a>	Kimball concludes
<a href="#">10:13:38 AM</a>	Wolfe begins cross redirect examination of Harrison
<a href="#">10:13:52 AM</a>	Harrison responds
<a href="#">10:16:18 AM</a>	Pridgeon objects
<a href="#">10:16:21 AM</a>	Wolfe responds
<a href="#">10:16:30 AM</a>	Objection is sustained
<a href="#">10:16:40 AM</a>	Wolfe continues
<a href="#">10:16:57 AM</a>	Pridgeon objects
<a href="#">10:16:59 AM</a>	Wolfe responds
<a href="#">10:17:42 AM</a>	Examiner responds
<a href="#">10:17:56 AM</a>	Wolfe responds
<a href="#">10:18:13 AM</a>	Objection is overruled
<a href="#">10:18:23 AM</a>	Harrison responds
<a href="#">10:18:47 AM</a>	Wolfe continues

<a href="#">10:19:07 AM</a>	Harrison responds
<a href="#">10:19:22 AM</a>	Wolfe concludes
<a href="#">10:20:00 AM</a>	Katie Jo Keppinger is sworn in
<a href="#">10:20:22 AM</a>	Sylvester begins direct examination of Keppinger
<a href="#">10:20:24 AM</a>	Keppinger responds
<a href="#">10:26:00 AM</a>	Sylvester uses share screen to display Hearing Exhibit 87 and continues direct examination of Keppinger
<a href="#">10:26:23 AM</a>	Keppinger responds
<a href="#">10:31:16 AM</a>	Examiner hearing for a morning break
<a href="#">10:31:23 AM</a>	Examiner resumes hearing
<a href="#">10:49:11 AM</a>	Sylvester uses share screen to display Hearing Exhibit 87 and continues direct examination of Keppinger
<a href="#">10:50:20 AM</a>	Keppinger responds
<a href="#">11:10:22 AM</a>	Kimball objects
<a href="#">11:10:24 AM</a>	Sylvester responds
<a href="#">11:10:51 AM</a>	Examiner responds
<a href="#">11:11:00 AM</a>	Sylvester continues
<a href="#">12:05:00 PM</a>	Rocke interjects
<a href="#">12:05:25 PM</a>	Examiner responds
<a href="#">12:05:45 PM</a>	Examiner pauses hearing for a lunch break
<a href="#">1:36:13 PM</a>	Examiner resumes hearing
<a href="#">1:37:52 PM</a>	Rocke objects to witness. Larkin and Wolfe join. Objection to exclude witness is denied
<a href="#">1:38:33 PM</a>	Sylvester uses share screen to display Hearing Exhibit 87 and continues direct examination of Keppinger
<a href="#">1:40:17 PM</a>	Keppinger responds
<a href="#">1:58:13 PM</a>	Kimball objects
<a href="#">1:59:02 PM</a>	Sylvester responds
<a href="#">1:59:39 PM</a>	Objection is overruled
<a href="#">2:00:23 PM</a>	Sylvester continues
<a href="#">2:00:34 PM</a>	Keppinger responds
<a href="#">2:08:07 PM</a>	Sylvester concludes
<a href="#">2:08:19 PM</a>	Kimball begins direct examination of Harrison
<a href="#">2:08:34 PM</a>	Kimball uses share screen to display Hearing Exhibit 87 and continues direct examination of Keppinger
<a href="#">2:09:32 PM</a>	Sylvester objects
<a href="#">2:09:39 PM</a>	Kimball responds
<a href="#">2:09:52 PM</a>	Objection is overruled
<a href="#">2:10:04 PM</a>	Kimball continues
<a href="#">2:10:10 PM</a>	Keppinger responds
<a href="#">2:14:30 PM</a>	Sylvester objects
<a href="#">2:14:47 PM</a>	Kimball responds
<a href="#">2:14:56 PM</a>	Objection is sustained
<a href="#">2:15:24 PM</a>	Kimball continues
<a href="#">2:15:24 PM</a>	Keppinger responds

<a href="#">2:18:05 PM</a>	Sylvester objects
<a href="#">2:18:17 PM</a>	Kimball rephrases question
<a href="#">2:18:30 PM</a>	Keppinger responds
<a href="#">2:23:06 PM</a>	Sylvester objects
<a href="#">2:23:26 PM</a>	Kimball responds
<a href="#">2:25:14 PM</a>	Sylvester responds
<a href="#">2:25:48 PM</a>	Kimball responds
<a href="#">2:26:58 PM</a>	Examiner responds
<a href="#">2:28:30 PM</a>	Kimball continues
<a href="#">2:30:16 PM</a>	Keppinger responds
<a href="#">2:38:11 PM</a>	Sylvester objects
<a href="#">2:38:14 PM</a>	Examiner responds
<a href="#">2:38:16 PM</a>	Sylvester responds
<a href="#">2:38:23 PM</a>	Kimball withdraws the question
<a href="#">2:38:34 PM</a>	Kimball continues
<a href="#">2:38:51 PM</a>	Keppinger responds
<a href="#">2:42:56 PM</a>	Sylvester objects
<a href="#">2:43:01 PM</a>	Kimball rephrases question
<a href="#">2:43:20 PM</a>	Keppinger responds
<a href="#">2:54:23 PM</a>	Sylvester objects and motions to strike a part of the testimony
<a href="#">2:54:40 PM</a>	Kimball responds
<a href="#">2:55:10 PM</a>	Examiner responds. Objection is overruled
<a href="#">2:55:23 PM</a>	Kimball continues
<a href="#">2:56:07 PM</a>	Keppinger responds
<a href="#">3:01:26 PM</a>	Kimball concludes
<a href="#">3:01:31 PM</a>	Examiner pauses hearing for an afternoon break
<a href="#">3:01:40 PM</a>	Examiner resumes hearing
<a href="#">3:16:32 PM</a>	Wolfe begins direct examination of Keppinger
<a href="#">3:16:45 PM</a>	Keppinger responds
<a href="#">3:27:25 PM</a>	Wolfe uses share screen to display City Exhibit 108 and continues direct examination of Keppinger with respect to it
<a href="#">3:27:43 PM</a>	Keppinger responds
<a href="#">3:31:34 PM</a>	Wolfe uses share screen to display Appellant Newway Exhibit 1 and continues direct examination of Keppinger with respect to it
<a href="#">3:32:19 PM</a>	Keppinger response
<a href="#">3:39:32 PM</a>	Wolfe concludes
<a href="#">3:39:37 PM</a>	Rocke begins direct examination of Keppinger
<a href="#">3:40:13 PM</a>	Keppinger responds
<a href="#">3:54:47 PM</a>	Sylvester objects
<a href="#">3:54:52 PM</a>	Rocke responds
<a href="#">3:55:14 PM</a>	Objection is overruled
<a href="#">3:55:25 PM</a>	Keppinger responds

<a href="#">3:58:15 PM</a>		Sylvester objects
<a href="#">3:58:36 PM</a>		Larkin joins objection
<a href="#">3:58:39 PM</a>		Rocke responds
<a href="#">4:00:15 PM</a>		Rocke uses share screen to display WAC 296-126-092 and continues direct examination of Keppinger with respect to it
<a href="#">4:00:43 PM</a>		Keppinger responds
<a href="#">4:23:10 PM</a>		Sylvester objects
<a href="#">4:23:11 PM</a>		Objection is sustained
<a href="#">4:23:27 PM</a>		Rocke continues
<a href="#">4:23:50 PM</a>		Keppinger responds
<a href="#">4:30:21 PM</a>		Sylvester objects
<a href="#">4:30:26 PM</a>		Ojection is overruled
<a href="#">4:30:38 PM</a>		Rocke withdraws question
<a href="#">4:30:42 PM</a>		Rocke continues
<a href="#">4:31:18 PM</a>		Keppinger responds
<a href="#">4:34:27 PM</a>		Sylvester objects
<a href="#">4:34:45 PM</a>		Rocke responds
<a href="#">4:35:11 PM</a>		Examiner responds
<a href="#">4:35:22 PM</a>		Objection is overruled
<a href="#">4:35:25 PM</a>		Rocke continues
<a href="#">4:35:28 PM</a>		Keppinger responds
<a href="#">4:37:11 PM</a>		Rocke uses share screen to display City Exhibit 108 and continues direct examination of Keppinger with respect to it
<a href="#">4:37:26 PM</a>		Keppinger responds
<a href="#">4:38:59 PM</a>		Sylvester objects
<a href="#">4:39:13 PM</a>		Rocke responds
<a href="#">4:39:29 PM</a>		Objection is overruled
<a href="#">4:39:35 PM</a>		Rocke continues
<a href="#">4:40:03 PM</a>		Keppinger responds
<a href="#">4:52:26 PM</a>		Sylvester objects
<a href="#">4:52:28 PM</a>		Objection is sustained
<a href="#">4:52:35 PM</a>		Rocke continues
<a href="#">4:52:46 PM</a>		Keppinger responds
<a href="#">4:54:42 PM</a>		Sylvester objects
<a href="#">4:54:42 PM</a>		Objection is sustained
<a href="#">4:54:53 PM</a>		Rocke continues
<a href="#">4:55:27 PM</a>		Keppinger responds
<a href="#">4:59:35 PM</a>		Rocke uses share screen to display Hearing Exhibit 87 and continues direct examination of Keppinger with respect to it
<a href="#">5:00:42 PM</a>		Keppinger responds
<a href="#">5:01:27 PM</a>		Examiner closes hearing