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| <b>Description</b> | Minutes<br>File Name: Neighbors Encouraging Reasonable Development<br>File Nos.: MUP-14-06/S-14-001<br>Date: October 17, 2014<br>Time: 9:00 a.m.<br>Examiner: Sue A. Tanner<br>Assistant: Linda Vee |
| <b>Date</b>        | 10/17/2014  |
| <b>Location</b>    | Large Hearing Room  |

| <u>Time</u>        | <u>Sp</u> | <u>Note</u>   |
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| <u>9:00:26 AM</u>  |           | On the record. Opening remarks by the Hearing Examiner  |
| <u>9:01:06 AM</u>  |           | Cross examination of <b>John Shaw</b> by Eglick continues   |
| <u>9:06:23 AM</u>  |           | Objection on the grounds of relevance   |
| <u>9:07:03 AM</u>  |           | Overruled   |
| <u>9:07:41 AM</u>  |           | Cross examination continues   |
| <u>9:19:06 AM</u>  |           | Objection   |
| <u>9:19:08 AM</u>  |           | Overruled   |
| <u>9:19:10 AM</u>  |           | Cross examination continues   |
| <u>9:23:58 AM</u>  |           | Appellant offers <b>Exhibit 75</b> : Deposition of John Shaw, published   |
| <u>9:25:23 AM</u>  |           | Applicant offers <b>Exhibit 76</b> : Memo to Rich Hill from Brian Epley, dated September 30, 2014               |
| <u>9:25:53 AM</u>  |           | Appellant objects to Exhibit 76   |
| <u>9:26:12 AM</u>  |           | <b>Exhibit 76 admitted</b>  |
| <u>9:26:41 AM</u>  |           | Examiner has question for Mr. Shaw  |
| <u>9:28:41 AM</u>  |           | Eglick calls <b>Bill Mills</b>  |
| <u>9:29:43 AM</u>  |           | Discussions regarding Motion in Limine regarding billing practice of DPD  |
| <u>9:30:09 AM</u>  |           | Appellant responds to Applicant's motion  |
| <u>9:31:12 AM</u>  |           | Motion in Limine denied   |
| <u>9:31:18 AM</u>  |           | Examiner allows Appellant to raise their issue and submit their materials                                       |
| <u>9:32:35 AM</u>  |           | Appellant offers <b>Exhibit 77</b> : Email exchange between Peter Eglick's Office and DPD                       |
| <u>9:33:18 AM</u>  |           | Direct examination of Mills continues   |
| <u>9:36:20 AM</u>  |           | <b>Exhibit 78 admitted</b>  |
| <u>9:38:32 AM</u>  |           | Appellant offers <b>Exhibit 79</b> : Daily of Journal of Commerce   |
| <u>9:38:57 AM</u>  |           | Direct examination continues  |
| <u>9:41:49 AM</u>  |           | Appellant offers <b>Exhibit 80</b> : Daily Journal of Commerce  |
| <u>9:42:00 AM</u>  |           | Exhibit 80 admitted   |
| <u>9:42:03 AM</u>  |           | Appellant offers <b>Exhibit 81</b> : Daily Journal of Commerce, Notice of Proposed Adoption of Director's Rules |
| <u>9:42:19 AM</u>  |           | Exhibit 81 admitted   |
| <u>9:43:30 AM</u>  |           | Appellant calls <b>Burkhalter</b>   |
| <u>9:43:43 AM</u>  |           | Direct examination of Burkhalter by Eglick  |
| <u>9:44:36 AM</u>  |           | Appellant offers <b>Exhibit 82</b> : West Seattle Parking Study   |
| <u>9:47:38 AM</u>  |           | Objection   |
| <u>9:48:20 AM</u>  |           | Overruled   |
| <u>9:48:40 AM</u>  |           | Direct examination continues  |
| <u>9:59:50 AM</u>  |           | <b>Exhibit 82 admitted</b>  |
| <u>10:04:45 AM</u> |           | <b>Exhibit 83</b> : Placard of Bus Schedule   |
| <u>10:04:54 AM</u> |           | <b>Exhibit 83 admitted</b>  |
| <u>10:07:20 AM</u> |           | Cross examination of Burkholder by Hill   |
| <u>10:08:20 AM</u> |           | Objection   |

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| <u>10:08:45 AM</u> | Overruled  |
| <u>10:10:14 AM</u> | Redirect   |
| <u>10:10:46 AM</u> | Appellant calls <b>Paul Haury</b>  |
| <u>10:24:12 AM</u> | Direct examination of Haury continues  |
| <u>10:25:59 AM</u> | Exhibit 84: DVD of parking conditions (2)  |
| <u>10:26:10 AM</u> | Exhibit 84 admitted  |
| <u>10:26:15 AM</u> | Briefing schedule: Briefing: November 5, Reply: November 10; December 1:<br>Decision |
| <u>10:36:51 AM</u> | Simultaneous Briefs due November 5   |
| <u>10:37:04 AM</u> | Reply/Responses due November 10  |
| <u>10:37:12 AM</u> | Decision to be issued on December 1  |
| <u>10:37:21 AM</u> | Hearing adjourned.   |