

Description

Day 3 Minutes
May 4, 2017
MUP-17-009 (Dr, W)
Livable Phinney
SCI# 3020114
6726 Greenwood Ave N

Time: 9:00 AM
Examiner: Ryan Vancil
Assistant: Tiffany Ku

Party Representatives:

Jeff Eustis, for Appellant Livable Phinney
Aramburu & Eustis, LLP
720 Third Ave, Suite 2000
Seattle, WA 98104

Jessica Clawson and Katie Kendall, for Applicant Johnson & Carr, Inc.
McCullough Hill Leary, P.S.
701 Fifth Ave, Suite 6600
Seattle, WA 98104

Michael Dorcy and David Graves, for Department
SDCI

Date

5/4/2017

Location

Large Hearing Room

<u>Time</u>	<u>Speaker</u>	<u>Note</u>
9:02:15 AM		Hearing continued from 5/3
9:02:40 AM		Eustis called David Crippen as rebuttal witness and begins direct examination.
9:19:04 AM		Objection by Clawson, speculation.
9:19:16 AM		Eustis responds.
9:27:55 AM		Objection by Clawson, speculation.
9:28:57 AM		Objection overruled.
10:15:41 AM		Objection by Clawson, hearsay.
10:15:57 AM		Eustis responds.
10:29:02 AM		Eustis concludes. Break.
10:45:45 AM		Back on the record. Eustis offers Exhibit 69-71 and they are admitted.
10:46:28 AM		Clawson begins cross examination of Crippen.
10:47:18 AM		Objection by Eustis, compound.
10:56:39 AM		Objection by Eustis, asked and answered.
10:59:36 AM		Clawson concludes. Eustis on redirect.
11:00:59 AM		Eustis concludes.
11:02:47 AM		David Graves for SDCI is sworn in and begins testimony.
11:09:33 AM		Objection by Eustis.
11:35:43 AM		Graves concludes. Graves offers Exhibits 72-78.
11:37:51 AM		Objection by Eustis, Exhibit 74.
11:38:18 AM		Objection overruled.
11:39:47 AM		Objection by Eustis, relevance.
11:42:44 AM		Graves responds.
11:45:16 AM		Objection overruled.
11:46:34 AM		Eustis voir dire of Exhibit 77.
11:49:00 AM		Exhibit 72, 74-78 are admitted.
11:52:16 AM		Kendall begins direct examination of Graves.
11:54:16 AM		Objection by Eustis, form of question.
12:11:02 PM		Kendall concludes. Examiner asks question of Graves.
12:12:32 PM		Eustis begins direct examination of Graves.
12:20:40 PM		Objection by Kendall. Objection sustained.
12:31:49 PM		Break.
1:46:02 PM		Back on the record.
1:47:46 PM		Kendall calls Jay Janette
1:53:27 PM		Objection by Kendall, asked and answered. Objection sustained.
1:54:03 PM		Exhibit 79 is admitted.
1:54:22 PM		Eustis continues direct examination of Graves.
2:06:36 PM		Objection by Kendall, asking for opinion.
2:12:18 PM		Objection by Kendall, misstating testimony.
2:42:03 PM		Eustis offers Exhibit 80 and it is admitted.
2:53:11 PM		Eustis offers Exhibit 36-40 and they are admitted.
2:59:30 PM		Objection by Kendall, relevance.

3:00:26 PM	Eustis concludes.
3:03:30 PM	Break.
3:10:56 PM	Back on the record. Exhibit 41 is admitted.
3:12:42 PM	Kendall begins direct examination of Graves.
3:13:38 PM	Kendall concludes.
3:13:52 PM	Eustis on redirect.
3:16:52 PM	Eustis concludes. Michael Dorcy for SDCI is sworn in and begins testimony.
3:44:50 PM	Dorcy concludes. Clawson begins direct examination of Dorcy.
3:49:54 PM	Clawson concludes. Eustis begins direct examination of Dorcy.
4:23:30 PM	Eustis offers Exhibit 81 and it is admitted.
4:24:13 PM	Eustis concludes.
4:24:24 PM	Examiner asks questions of Dorcy.