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**BEFORE THE HEARING EXAMINER
CITY OF SEATTLE**

In the Matter of the Citation Issued to
SEATTLE EVENTS/HEMPFEST CENTRAL

by the Director, Department of Finance
and Administrative Services, for violation of the
Marijuana Businesses Code

NO. MJ-17-04-002

**OBJECTIONS TO ORDER
DISMISSING ISSUES AND
ESTBLISHING CASE SCHEDULE**

Respondent presents the following two objections:


1. On July 19, 2017, "FAS has decided not to oppose the appellant's motion for reconsideration and will agree to have a hearing on the merits." (See attached email)

Therefore, the Hearing Examiner's ruling is erroneous insofar as it suggests that the only issues on appeal are whether Seattle Events, d/b/a Hempfest Central is a marijuana business and whether the penalty should be modified or reduced. Even if Seattle Events found to be a marijuana business, as a matter of law, the City still must prove that a violation occurred.

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2. At the Preliminary Hearing, the Hearing Examiner agreed that Seattle Events would be permitted to make an "offer of proof" with respect to the other issues, ## 3, 4, 6, 7, 8, 9 and 10 and that the "offer of proof" did not need to be made during the phone conference. Seattle Events requests five working days, until August 10, 2017, to make that offer of proof.

DATED this 3rd day of August, 2017.

**LAW OFFICES OF
FRED DIAMONDSTONE**

Fred Diamondstone
WSBA No. 7138
Attorney for Seattle Events

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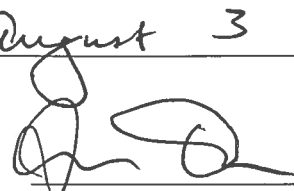
DECLARATION OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing
OBJECTIONS TO ORDER DISMISSING ISSUES AND ESTBLISHING CASE
SCHEDULE upon the individual(s) listed herein by the following means:

Stephen Manning, WSBA 36965 Assistant City Attorney 701 Fifth Ave, Suite 2050 Seattle WA 98104-7097	Via <input checked="" type="checkbox"/> email to <u>Stephen.manning@seattle.gov</u>
	<input type="checkbox"/> Legal Messenger for delivery by 5:00 p.m. on: _____

I declare under the penalties of perjury of the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

Signed at Seattle, Washington, on August 3, 2017.



Fred Diamondstone

Fred Diamondstone

From: Manning, Stephen S <Stephen.Manning@seattle.gov>
Sent: Wednesday, July 19, 2017 3:38 PM
To: Ku, Tiffany
Cc: Fred Diamondstone; MacLeod, Cherie
Subject: RE: MJ17-04-002: Hempfest

Tiffany – After talking further with Mr. Diamondstone, FAS has decided not to oppose the appellant’s motion for reconsideration and will agree to have a hearing on the merits. Let me know if you have any questions.

From: Ku, Tiffany
Sent: Tuesday, July 18, 2017 10:44 AM
To: Manning, Stephen S <Stephen.Manning@seattle.gov>
Cc: Santos, Ianne T <Ianne.Santos@seattle.gov>
Subject: MJ17-04-002: Hempfest

Good Morning,

The Examiner just wanted to check with Mr. Manning to see if the City is going to be filing a response to the Appellant’s Motion for Reconsideration on behalf of the Department, FAS.

Thank you,



Tiffany Ku
Legal Assistant
City of Seattle Office of Hearing Examiner
700 Fifth Avenue, Suite 4000, Seattle, WA 98104
Direct: 206.615.1718 | Fax: 206.684.0536 | Tiffany.Ku@seattle.gov