

February 13, 2020

**OFFICE OF THE HEARING EXAMINER  
KING COUNTY, WASHINGTON**

King County Courthouse  
516 Third Avenue Room 1200  
Seattle, Washington 98104  
Telephone (206) 477-0860  
[hearingexaminer@kingcounty.gov](mailto:hearingexaminer@kingcounty.gov)  
[www.kingcounty.gov/independent/hearing-examiner](http://www.kingcounty.gov/independent/hearing-examiner)

**SUMMARY ORDER**

SUBJECT: Regional Animal Services of King County file nos. **V19009385 and V19009386**

**TIM AND JENNENE WHEELER**  
Animal Services Enforcement Appeals

Activity no.: A19002118

Appellants: **Tim and Jennene Wheeler**  
[REDACTED]  
Auburn, WA 98092  
[REDACTED]

King County: Regional Animal Services of King County  
*represented by* **Chelsea Eykel**  
Regional Animal Services of King County  
21615 64th Avenue S  
Kent, WA 98032  
Telephone: (206) 263-5968  
Email: [raskcappeals@kingcounty.gov](mailto:raskcappeals@kingcounty.gov)

We received word from the complainant that, “for now, this situation is OK. The Wheelers got rid of the original rooster, and replaced it with another. I am sure it will become a problem when the weather is nice enough to open windows.”

Let us hope it does not, but for now we DISMISS violation notices V19009385 and V19009386 WITHOUT PREJUDICE. A dismissal without prejudice does not preclude Animal Services from reissuing a violation notice regarding the same underlying events. Any new violation notice would have its own separate appeal deadline and examiner process.

If for some reason we have misunderstood the situation, by **March 16, 2020**, either party is free to file, with the examiner, a motion for reconsideration explaining why the examiner should not be dismissing this appeal. Filing a timely motion for reconsideration postpones the deadline (described below the signature line) for lodging an appeal.

DATED February 13, 2020.



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David Spohr  
Hearing Examiner

### **NOTICE OF RIGHT TO APPEAL**

King County Code 20.22.040 directs the Examiner to make the County's final decision for this type of case. This decision shall be final and conclusive unless appealed to superior court by *March 16, 2020*. Either party may appeal this decision by applying for a writ of review in superior court in accordance with chapter 7.16 RCW.

DS/jo

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**CERTIFICATE OF SERVICE**

SUBJECT: Regional Animal Services of King County file nos. **V19009385 and V19009386**

**TIM AND JENNENE WHEELER**  
Animal Services Enforcement Appeals

I, Jessica Oscoy, certify under penalty of perjury under the laws of the State of Washington that I transmitted the **SUMMARY ORDER** to those listed on the attached page as follows:

EMAILED to all County staff listed as parties/interested persons and parties with e-mail addresses on record.

placed with the United States Postal Service, with sufficient postage, as FIRST CLASS MAIL in an envelope addressed to the non-County employee parties/interested persons to addresses on record.

DATED February 13, 2020.



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Jessica Oscoy  
Legislative Secretary

**Baggiore, Aaron**

Hardcopy

**Eykel, Chelsea**

Regional Animal Services of King County

**Wheeler, Tim-Jennene**

Hardcopy