

April 3, 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
www.kingcounty.gov/independent/hearing-examiner

ORDER OF DISMISSAL

SUBJECT: Regional Animal Services of King County file no. **V19010075**

ELMA MIZA

Animal Services Enforcement Appeal

Activity no.: A19007914

Appellant: **Elma Miza**

[REDACTED]
SeaTac, WA 98188

Telephone: [REDACTED]

Email: [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

Animal Services has advised us that the complainant reports that the Appellant has been able to successfully reduce the barking. As such, Animal Services requests a dismissal without prejudice. A dismissal without prejudice does not preclude Animal Services from reissuing a violation notice regarding the same underlying event(s), if a problem re-emerges. But it removes a case from everyone's workload when there is no current dispute. Any future violation notice would have its own separate appeal deadline and examiner process.

Accordingly, we DISMISS WITHOUT PREJUDICE, the appeal and cancel the hearing scheduled for April 29, 2020.

If for some reason we have misunderstood the situation, by **May 4, 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 April 3, 2020.



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 *May 4, 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 no. **V19010075**

ELMA MIZA

Animal Services Enforcement Appeal

I, Jessica Oscoy, certify under penalty of perjury under the laws of the State of Washington that I transmitted the **ORDER OF DISMISSAL** 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 April 3, 2020.



Jessica Oscoy
Legislative Secretary

Eykel, Chelsea

Regional Animal Services of King County

Metzger, Mark

Hardcopy

Miza, Elma

Hardcopy