

January 5, 2023

**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. **V22013432-A22004262**

ROY BALLESTRASSE

Animal Services Enforcement Appeal

Activity no.: A2004262

Appellant: **Roy Ballestrasse**

[REDACTED]
Fall City, WA 98024

Telephone: [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 emailed this morning, reporting that it had received no additional concerns about the noise, and that it was dismissing the violation without prejudice. (A dismissal without prejudice is not a determination on the merits, and would not preclude Animal Services from later reissuing a violation notice.)

The appeal is accordingly DISMISSED (there being no violation now to challenge), the examiner's jurisdiction over the matter terminated, and the continuance status conference scheduled for today is cancelled.

If for some reason we have misunderstood the situation, by **February 6, 2023**, 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 January 5, 2023.



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 *February 6, 2023*. Either party may appeal this decision by applying for a writ of review in superior court in accordance with chapter 7.16 RCW.

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CERTIFICATE OF SERVICE

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ROY BALLESTRASSE

Animal Services Enforcement Appeal

I, Lauren Olson, 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 January 5, 2023.



Lauren Olson
Legislative Secretary

Ballestrasse, Roy

Hardcopy

Eykel, Chelsea

Regional Animal Services of King County

Miller, Rebecca

Travis, Matt

Hardcopy