May 31, 2012

OFFICE OF THE HEARING EXAMINER KING COUNTY, WASHINGTON King County Courthouse, Room 1200 516 Third Avenue Seattle, Washington 98104 Telephone (206) 296-4660 Facsimile (206) 296-0198 Email <u>hearingexaminer@kingcounty.gov</u>

ORDER OF DISMISSAL

SUBJECT: Department of Development and Environmental Services File No. E1100121

ANA PATRICIA J. DE STANDLEE Code Enforcement Civil Penalty Appeal

Location: 14871 26th Avenue SE

- Appellant: Ana Patricia J. de Standlee 14871 206th Avenue SE Renton, WA 98059 Telephone: (206) 574-8049 Email: paul@speakeasy.net
- King County: Department of Development and Environmental Services (DDES) represented by Holly Sawin 900 Oakesdale Avenue SW Renton, WA 98057 Telephone: (206) 296-6772 Email: holly.sawin@kingcounty.gov

This matter came on for hearing on April 12, 2012 to consider DDES's motion for dismissal on untimeliness of appeal filing.

The codified deadline for filing an appeal in this matter was January 4, 2012, based on an invoice date of December 21, 2011. The appeal was filed January 12, 2012.

Notice of the motion hearing was given as provided by law. Appellant de Standlee was also expressly invited in the notice to respond in writing to the motion in advance of hearing. Ms. de Standlee neither filed a response nor attended the motion hearing.

Given the Appellant's failure to appear and the correctness of DDES's assertion of untimeliness based on the record before the Examiner, the motion is granted. The APPEAL is accordingly DISMISSED and the Examiner's jurisdiction over the matter is terminated.

DATED May 31, 2012.

Peter T. Donahue King County Hearing Examiner

NOTICE OF RIGHT TO APPEAL

The examiner's summary dismissal order shall be final and conclusive unless proceedings for review of the decision are properly commenced in Superior Court within 21 days of issuance of the Examiner's decision. (The Land Use Petition Act defines the date on which a land use final order or decision is issued by the Hearing Examiner as three days after the written document is mailed.)

MINUTES OF THE APRIL 12, 2012, MOTION HEARING ON DEPARTMENT OF DEVELOPMENT AND ENVIRONMENTAL SERVICES FILE NO. E1100121.

Peter T. Donahue was the Hearing Examiner in this matter. Participating in the hearing was Holly Sawin on behalf of Respondent DDES. Appellant de Standlee did not appear.

The following Exhibits were offered and entered into the record:

Exhibit no. 1	DDES staff report to the Hearing Examiner for file no. E1100121.
Exhibit no. 2	Copy of the civil penalty billing invoice issued December 21, 2011
Exhibit no. 3	Copy of the Appeal received January 9, 2012
Exhibit no. 4	Copy of photograph taken November 7, 2011
Exhibit no. 5	DDES case log notes entries
Exhibit no. 6	Notice of code violation issued August 3, 2011

PTD/gao

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CERTIFICATE OF SERVICE

SUBJECT: Department of Development and Environmental Services File No. E1100121

ANA PATRICIA J. DE STANDLEE

Code Enforcement Civil Penalty Appeal

I, Ginger Ohrmundt, certify under penalty of perjury under the laws of the State of Washington that on May 31, 2012, I transmitted the **ORDER OF DISMISSAL** to the following parties of record and interested persons:

Ana Patricia J. de Standlee 14871 206th Avenue SE Renton, WA 98059 Elizabeth Deraitus 900 Oakesdale Avenue SW Renton, WA 98057 Sheryl Lux 900 Oakesdale Avenue SW Renton, WA 98057

Holly Sawin 900 Oakesdale Avenue SW Renton, WA 98057 Toya Williams 900 Oakesdale Avenue SW Renton, WA 98057

EMAILED to all County staff listed as parties of record/interested persons and primary parties with email addresses on record.

Caused to be placed with the United States Postal Service, with sufficient postage, as FIRST CLASS MAIL in an envelope addressed to the non-County employee parties of record/interested persons at the addresses indicated on the list attached to the original Certificate of Service.

Caused to be placed with the United States Postal Service, with sufficient postage, as CERTIFIED MAIL with a return receipt requested in an envelope addressed to the primary parties.

DATED May 31, 2012.

Ginger Ohrmundt Legislative Secretary

\gao