

**BEFORE THE HEARING EXAMINER for the  
CITY of MERCER ISLAND**

**INTERLOCUTORY ORDER DENYING MOTION**

File Nos.: APL21-002; APL21-003

Appellants: Barcelo Homes, Inc.  
Premium Homes of Mercer Island, LLC  
Bogdan Maksimchuk  
Nadezhda Maksimchuk  
C/o Dianne K. Conway  
Gordon Thomas Honeywell LLP  
1201 Pacific Avenue, Suite 2100  
Tacoma, WA 98402  
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SERVICE BY E-MAIL (First class mail service if requested)

Respondent: City of Mercer Island  
C/o Eileen M. Keiffer  
Madrona Law Group  
14205 SE 36<sup>th</sup> Street, Suite 100, PMB 440  
Bellevue, WA 98006  
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**WHEREAS**, the City of Mercer Island Hearing Examiner (“Examiner”) is scheduled to conduct a joint appeal hearing for the above two enumerated appeals on April 8, 2021; and

**WHEREAS**, at 9:10 a.m. on March 26, 2021, the Examiner received via e-mail a Motion from Appellants Barcelo *et al.* asking that the hearing be continued (postponed) for at least one month; and

**WHEREAS**, at 10:32 a.m. on March 26, 2021, the Examiner received via e-mail the City of Mercer Island’s Opposition to Appellants’ Request for Continuance; and

**WHEREAS**, the Examiner has read and considered the Motion and the Opposition; and

**WHEREAS**, the Examiner concludes that the Motion should be denied.

**NOW, THEREFORE**, the Hearing Examiner issues the following:

**INTERLOCUTORY ORDER**

The March 26, 2021, Motion from Appellants Barcelo *et al.* asking that the hearing be continued (postponed) for at least one month is herewith **DENIED**.

**ORDER** issued March 26, 2021, at 3:10 p.m..

*/s/ John E. Galt*

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JOHN E. GALT  
Hearing Examiner