

From: [John Galt](#)
To: ["Conway, Dianne"](#); ["Scheall, Chris"](#)
Cc: ["Tori Harris"](#); [Andrea Larson](#); ["Eileen Keiffer"](#); [David Henderson](#); [Don Cole](#); [Mary Swan](#); [Bio Park](#); [Jeff Thomas](#); [Alison Van Gorp](#)
Subject: RE: APL-21-002 & APL21-003; Barcelo v. Mercer Island
Date: Saturday, May 15, 2021 10:00:46 AM

Dear Principal Parties:

The Mercer Island Code ("MICC") imposes a strict time limit on the reconsideration process: "The hearing examiner shall issue a decision on the request for reconsideration within 14 days of receiving a request for reconsideration, denying the request or correcting the decision as the examiner determines necessary." [MICC 3.40.110(B), second sentence] There is no flexibility in that requirement.

The requests for reconsideration were filed on Thursday the 13th. Therefore, I must issue my decision not later than May 27th. I cannot afford to wait beyond May 25th to start work on these two requests. Frankly, I would prefer to address them sooner, but I am interested in receiving Ms. Conway's response, if time allows.

Therefore, I will accept a written response from Ms. Conway up to 5:00 p.m. on May 25, 2021. Any response after that will not be able to be considered. Please submit your responses via e-mail for expediency.

Respectfully,

John E. Galt
Hearing Examiner/Officer
Mediator
Voice: (425) 259-3144

From: Conway, Dianne [mailto:DConway@gth-law.com]
Sent: Thursday, May 13, 2021 12:18 PM
To: John Galt; Scheall, Chris
Cc: Tori Harris; Andrea Larson; Eileen Keiffer; David Henderson; Don Cole; Mary Swan; Bio Park; Jeff Thomas; Alison Van Gorp
Subject: Re: APL-21-002 & APL21-003; Barcelo v. Mercer Island

I am on vacation until May 22.

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From: John Galt <jegalt755@gmail.com>
Sent: Thursday, May 13, 2021 12:12:55 PM
To: Scheall, Chris <cscheall@gth-law.com>
Cc: Tori Harris <tharris@360legalsupport.com>; Andrea Larson <Andrea.Larson@mercergov.org>; Eileen Keiffer <eileen@madronalaw.com>; David Henderson <david.henderson@mercergov.org>;

Don Cole <Don.Cole@mercergov.org>; Mary Swan <Mary.Swan@mercergov.org>; Bio Park <Bio.Park@mercergov.org>; Conway, Dianne <DConway@gth-law.com>; Jeff Thomas <jeff.thomas@mercerisland.gov>; Alison Van Gorp <alison.vangorp@mercergov.org>
Subject: Re: APL-21-002 & APL21-003; Barcelo v. Mercer Island

I am on Whidbey for the rest of this week. I will review the requests and the MICC's reconsideration timing requirements upon my return.

John E. Galt
Hearing Examiner

On Thu, May 13, 2021, 11:46 AM Scheall, Chris <cscheall@gth-law.com> wrote:

Hearing Examiner Galt and Mercer Island Officials:

Ms. Conway is out of the office today through May 21, 2021, returning May 24, 2021. She has not reviewed these reconsideration documents before her departure. I request that a briefing schedule, if any, take this unavailability into account.

Thank you.

Christine L. Scheall
Paralegal



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From: Tori Harris <tharris@360legalsupport.com>
Sent: Thursday, May 13, 2021 11:12 AM
To: John Galt <jegalt755@gmail.com>; 'Andrea Larson' <Andrea.Larson@mercergov.org>; 'Eileen Keiffer' <eileen@madronalaw.com>; 'David Henderson' <david.henderson@mercergov.org>; 'Don Cole' <Don.Cole@mercergov.org>; 'Mary Swan' <Mary.Swan@mercergov.org>; 'Bio Park' <Bio.Park@mercergov.org>;

Conway, Dianne <DConway@gth-law.com>; Scheall, Chris <cscheall@gth-law.com>
Cc: 'Jeff Thomas' <jeff.thomas@mercerisland.gov>; 'Alison Van Gorp' <alison.vangorp@mercergov.org>
Subject: APL-21-002 & APL21-003; Barcelo v. Mercer Island

Good Morning, Hearing Examiner Galt and Counsel –

Attached please find the City of Mercer Island's Requests for Reconsideration for filing in the above-referenced matters. These documents have also been uploaded to MIEPlan which can be accessed at the links below:

APL21-002:

<https://mieplan.mercergov.org/public/APL21-002/>

APL21-003:

<https://mieplan.mercergov.org/public/APL21-003>

Should you have any questions, please do not hesitate to contact the Madrona Law Group office.

Regards,



Tori Harris

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