

BEFORE THE HEARING EXAMINER OF THE CITY OF MERCER ISLAND

In Re The Appeal of:

BRENT IRVIN and YING QUAN, as Owners
of dog named Austin,

Appellants,

v.

CITY OF MERCER ISLAND,

Respondent.

No. APL23-005

CITY OF MERCER ISLAND'S
EXHIBIT LIST

The City of Mercer Island submits the following exhibits in the above-referenced matter, currently set for hearing on October 30, 2023:

Exhibit No.	Description	Date	Bates No.
1	City of Mercer Island Notice of Declaration of Potentially Dangerous Dog	July 3, 2023	MI_0001 - 0004
2	Online Complaint dated 6.22.2023	June 22, 2023	MI_0005 - 0008
3	E-mail Subject Photos of Dog Bite	June 22, 2023	MI_0009 - 0023
4	Color Photos of Dog Bite	Undated	MI_0024 - 0034
5	Investigation Report A23-003981-01	Multiple dates	MI_0035 - 0037
6	Infraction MII 127514	July 3, 2023	MI_0038 - 0041
7	Infraction Notice VE23-014424	July 3, 2023	MI_0042 - 0043
8	E-mail Chain Subject Dog Incident Summer 2023	Sept. 2, 2023	MI_0044 - 0045

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Exhibit No.	Description	Date	Bates No.
9	Animal Bite Report	Undated	MI_0046
10	Online Complaint dated 8.30.2022	Aug. 30, 2022	MI_0047 - 0050
11	Investigation Report A22-004665-01	Multiple dates	MI_0051 - 0052
12	Email Subject Dog Incident	Aug. 30, 2022	MI_0053
13	Email chain Subject Dog Incident	Aug. 30, 2022 – Sept. 18, 2022	MI_0054 - 0056
14	Email Subject A22-004665	Aug. 30, 2022	MI_0057
15	Text Message	Undated	MI_0058
16	Text Message 2	June 19, unknown year	MI_0059
17	Photo of August 2022 Bite Mark	undated	MI_0060
18	Photo of Merlin	undated	MI_0061
19	Appeal	July 27, 2023	MI_0062
20	Declaration of Noticing	Sept. 20, 2023	MI_0063 - 0065
21	Police Report	June 19, 2023	MI_0066 – 0071
22	City of Mercer Island’s Staff Report	Sept. 20, 2023	MI_0072 - 0079

The City reserves the right to seek admission of rebuttal exhibits after review of the Appellants’ exhibits. The City further reserves the right to utilize documents identified by Appellants, and to rely on and elicit testimony concerning any provision of the Revised Code of Washington, Washington Administrative Code, or Mercer Island City Code.

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DATED this 23rd day of October, 2023.

MADRONA LAW GROUP, PLLC

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CITY OF MERCER ISLAND
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Attorneys for the City of Mercer Island

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DECLARATION OF SERVICE

I, Tori Harris, declare and state:

1. I am a citizen of the State of Washington, over the age of eighteen years, not a party to this action, and competent to be a witness herein.

2. On the 23rd day of October, 2023, I served a true copy of the foregoing City of Mercer Island’s Exhibit List on the following counsel of record using the method of service indicated below:

<p>Aric S. Bomsztyk, WSBA #38020 Tomlinson Bomsztyk Russ 1000 Second Avenue, Suite 3660 Seattle, WA 98104-1046</p> <p><i>Attorney for Appellants</i></p>	<p><input type="checkbox"/> First Class, U.S. Mail, Postage Prepaid <input type="checkbox"/> Legal Messenger <input type="checkbox"/> Overnight Delivery <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> E-Mail: asb@tbr-law.com <input type="checkbox"/> E-Service pursuant to LGR</p>
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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 23rd day of October, 2023, at Seattle, Washington.

/s/ Tori Harris
Tori Harris