

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

ORDER of SUMMARY DISMISSAL

FILE NUMBER: APL23-007 (Ref case # A23-004852)

APPELLANT: Peter Weiss
7204 76th Avenue SE
Mercer Island, WA 98040
weisspeter1@gmail.com
SERVICE BY E-MAIL (First class mail service if requested)

RESPONDENT: City of Mercer Island
Animal Control Officer
C/o Eileen M. Keiffer
Madrona Law group, PLLC
14205 SE 36th Street
Suite 100, PMB 440
Bellevue, WA 98006
eileen@madronalaw.com
SERVICE BY E-MAIL (First class mail service if requested)

AND

C/o Bio F. Park, City Attorney
9611 SE 36th Street
Mercer Island, WA 98040
bio.park@mercergov.org
SERVICE BY E-MAIL (First class mail service if requested)

TYPE OF CASE: Appeal from Notice of Potentially Dangerous Dog (“Whisky”)

WHEREAS, on September 15, 2023, Respondent City of Mercer Island (“City”) withdrew the Notice of Potentially Dangerous Dog against “Whisky.” On September 19, 2023, Respondent City advised the Hearing Examiner (“Examiner”) of that withdrawal and asked that the matter be dismissed without prejudice; and

WHEREAS, Hearing Examiner Rule of procedure 228(e) provides that “[w]hen the Respondent Department withdraws or vacates the decision or action being appealed, the appeal becomes moot and shall automatically be dismissed.”