

**SKAGIT COUNTY
OFFICE OF THE HEARING EXAMINER**

re: Appeal of Leveck of Administrative Order to
Abate Violation

APL 2026-003

of CODE 2025-0169

DISCLOSURE AND ORDERS ON *EX-PARTE*
CONTACT

On May 5, 2026, the Hearing Examiner was directly e-mailed by a representative of the appellant's attorney in direct contradiction to the procedural orders previously issued by the Office of the Hearing Examiner requiring strict compliance with SCHE and the Corrected Pre-Hearing Order at §5.

This is being disclosed mandatorily by the Hearing Examiner pursuant to SCHE §9(B) as these communications occurred outside of the public eye, and contained writings and narrative outside of the pleadings, but which the Hearing Examiner does not feel rise to the level of recusal under SCHE §8; and further, pursuant to SCHE §7, §12(D)¹, and §19(C)² further orders:

¹ Which states: "The Hearing Examiner may dismiss a matter, or rule in favor of the non-violating party, with or without a hearing any matter or portion of a matter in which a party has failed to follow the procedural rules including making substantive attempts at making *ex-parte* contact directly or through third parties." Emphasis added.

² Which states: "Any direct e-mail to the Hearing Examiner is prohibited. Exception to this prohibition may result from: the direction of the Hearing Examiner or where an emergency requires it and all parties are included in the communication."

1. All E-mail correspondence directed to the Hearing Examiner will be disregarded in their entirety;
2. The parties are directed to review:
 - a. The portions of the SCHE regarding attempted direct contact with the Hearing Examiner; and
 - b. Corrected Pre-Hearing Order, entered 4/29/26
3. Further direct contact with the Hearing Examiner will result in the *sua sponte* scheduling of a hearing on appropriate remedies under the SCHE including dismissal.

SO ORDERED this 5th day of May 2025.



Rajeev D. Majumdar
Skagit County Hearing Examiner