

**WASHINGTON STATE
OFFICE OF ADMINISTRATIVE HEARINGS**

In the matter of:

Docket No. 335460

Drew Seiffert,

ORDER DISMISSING APPEAL

Respondent - Corrections Officer.

Agency: Criminal Justice Training
Commission

Program: Decertification

Agency No. 23-340

STATUS CONFERENCE

The Office of Administrative Hearings (OAH) mailed proper notice to the parties on May 29, 2024. Administrative Law Judge Dan Gerard convened the status conference on Wednesday, June 5, 2024 at 11:00 a.m. Neither the Respondent Drew Seiffert nor his attorney appeared. At 11:15 a.m. when no one appeared on behalf of the Respondent, the Criminal Justice Training Commission moved for a default order.

CONCLUSIONS OF LAW

"If a party fails to attend or participate in a hearing or other stage of an adjudicative proceeding...the presiding officer may serve upon all parties a default or other dispositive order, which shall include a statement of the grounds for the order."¹ In this case, the Respondent was properly served with the Notice of Status Conference set for Wednesday, June 5, 2024, and failed to attend and participate. Consequently, Respondent is in default and the administrative appeal should be dismissed.

ORDER

Now, therefore, it is ORDERED:

The Respondent is in default under RCW 34.05.440 and its administrative appeal is hereby **DISMISSED**.

SERVED on the date of mailing.



Dan Gerard
Administrative Law Judge
Office of Administrative Hearings

CERTIFICATE OF SERVICE ATTACHED

¹ RCW 34.05.440(2).

NOTICE OF DEFAULT APPEAL RIGHTS - PLEASE READ CAREFULLY

You have seven (7) days from service of this Order of Default to file a request with the above-named Administrative Law Judge to have this Order of Default vacated and your hearing reinstated. RCW 34.05.440(3). A Petition to Reinstate Hearing must be filed with the Office of Administrative Hearings at the following address:

Office of Administrative Hearings
P.O. Box 42489
Olympia, WA 98504-2489
253-476-6888 (phone)
253-593-2200 (fax)

A Petition to Reinstate Hearing must be actually received during office hours at the Office of Administrative Hearings at the above address within seven days from the date the Order of Default was mailed to the parties. WAC 10-08-110(1)(a). Filing papers with the Office of Administrative Hearings by fax, or electronically via the participant portal, is also permitted under the conditions set forth in WAC 10-08-110. You may also file papers with the Office of Administrative Hearings via secure email at Tacoma@oah.wa.gov.² You must serve a copy of any Petition to Reinstate Hearing by delivery or mail to the other parties within the same time periods listed above.

If you do not timely file a Petition to Reinstate Hearing as described above, this Order of Default shall become the Initial Order in this matter.

² If you have not yet established secure email service with OAH and would like to file via secure email, please contact OAH at the phone number above to establish service.