

DIRECTOR OF THE DEPARTMENT OF LABOR & INDUSTRIES  
STATE OF WASHINGTON

In re:

WEE DRAM DBA PERFECT TOUCH  
LANDSCAPE & LAWN AND ROY  
MITCHELL

Appellant,

OAH Docket No. 06-2021-LI-01654

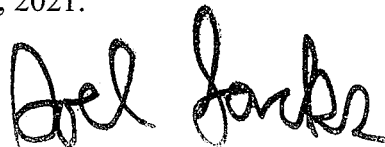
2021-013-WPA

DIRECTOR'S ORDER

RCW 49.48.084(4); RCW 34.05

Joel Sacks, Director of the Washington State Department of Labor & Industries, having considered the Order Dismissing Appeal served on June 17, 2021, having considered the petition for review filed by Appellant with the Director's Office and briefing submitted to the Director's Office, and having reviewed the record, issues this Director's Order. This matter is remanded to the Office of Administrative Hearings to determine if the Appellant had good cause to miss the June 14, 2021 prehearing conference.

DATED at Tumwater this 16<sup>th</sup> day of November, 2021.



JOEL SACKS  
Director

2021-013-WPA

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DIRECTOR'S ORDER

RCW 49.48.084(4); RCW 34.05

## **SERVICE**

This Order was served on you the day it was deposited in the United States mail. RCW 34.05.010(19).

## **APPEAL RIGHTS**

**Reconsideration.** Any party may file a petition for reconsideration. RCW 34.05.470. Any petition for reconsideration must be filed within 10 days of service of this Order and must state the specific grounds on which relief is requested. No matter will be reconsidered unless it clearly appears from the petition for reconsideration that (a) there is material clerical error in the order **or** (b) there is specific material error of fact or law. A petition for reconsideration, together with any argument in support thereof, should be filed by emailing it to [directorappeal@lni.wa.gov](mailto:directorappeal@lni.wa.gov) or by mailing or delivering it directly to Joel Sacks, Director of the Department of Labor and Industries, P. O. Box 44001 Olympia, Washington 98504-4001, with a copy to all other parties of record and their representatives. Filing means actual receipt of the document at the Director's Office. RCW 34.05.010(6).

**NOTE: A petition for reconsideration is not required before seeking judicial review.** If a petition for reconsideration is filed, however, the 30-day period will begin to run upon the resolution of that petition. A timely filed petition for reconsideration is deemed to be denied if, within twenty (20) days from the date the petition is filed, the Director does not (a) dispose of the petition **or** (b) serve the parties with a written notice specifying the date by which it will act on the petition. RCW 34.05.470(3).

**Judicial Review.** This is an interlocutory order and a party may only appeal from any Director order resulting from an appeal of the remanded Office of Administrative Hearing proceeding.

**DECLARATION OF MAILING**

I, Lisa Deck, hereby declare under penalty of perjury under the laws of the State of Washington, that the DIRECTOR'S ORDER was mailed on the 16<sup>th</sup> day of November 2021, to the following via regular mail, postage prepaid.

Wee Dram, LLC dba Perfect Touch  
Landscape & Lawn and Roy Mitchell  
12414 Hwy 99, Ste 7  
Everett, WA 98204

Cesar Herran  
Calle 21 de Marzo #25 Colonia El Ahualamo  
Municipio de Santa Maria Del Oro  
Nayarit, Mexico 63870

Jessica So, AAG  
Office of the Attorney General MS: TB-14  
800 5th Ave Ste. 2000  
Seattle, WA 98104

DATED this 16 day of November, 2021, at Tumwater, Washington.

  
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Lisa Deck