

DIRECTOR OF THE DEPARTMENT OF LABOR & INDUSTRIES
STATE OF WASHINGTON

In re: QLIANCE MANAGEMENT, INC.

Appellant,

Citation No. W-218-18, W-219-18, W-220-18

2018-012-WPA

DIRECTOR'S ORDER
REMANDING APPEAL TO
DEPARTMENT

RCW 49.48.084(4); RCW 34.05

Joel Sacks, Director of the Washington State Department of Labor & Industries, having considering the appeal by Qliance Management, Inc. (the Appellant) with the Director's Office and briefing submitted to the Director's Office, issues this Director's Order.

The parties in this matter are the Department of Labor & Industries (Department) and the Appellant.

The Director makes the following Findings of Fact, Conclusions of Law, and Decision and Order.

I. FINDINGS OF FACT

1. On November 22, 2017 the Department issued a citation to the Appellant, Citation and Assessment Nos. W-218-18mW-219-18, and W-220-18
2. On June 1, 2018, the Appellant appealed to the Director.

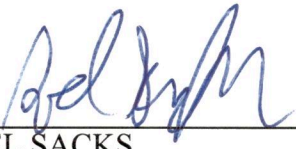
II. CONCLUSIONS OF LAW

1. This appeal to the Director is premature as there has not been a hearing held by the Office of Administrative Hearings. RCW 49.48.048. So the Director has no authority to consider the matter.
2. This matter is remanded to the Department to request a hearing at Office of Administrative Hearings on the timeliness of the Appellant's appeals.

III. DECISION AND ORDER

Consistent with the above Findings of Fact and Conclusions of Law, this case is remanded to the Department to request a hearing at the Office of Administrative Hearings.

DATED at Tumwater this 18 day of June, 2018.



JOEL SACKS
Director

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 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. There is no judicial review because this order is interlocutory.

DECLARATION OF MAILING

I, Lisa Rodriguez, hereby declare under penalty of perjury under the laws of the State of Washington, that the DIRECTOR'S ORDER was mailed on the 18 day of June 2018, to the following via regular mail, postage prepaid.

Cheryl Kilodavis
Erika Bliss
Quliance Management, Inc.
2200 Sixth Avenue, Suite 520
Seattle, WA 98121

Diana Cartwright
Office of the Attorney General
800 Fifth Avenue, Suite 2000
Seattle, WA 98104

DATED this 18 day of June, 2018, at Tumwater, Washington.



Lisa Rodriguez