

**SKAGIT COUNTY
OFFICE OF THE HEARING EXAMINER**

re: Appeal of Battles & McLaughlin of
Substantial Improvement & Substantial Damage
Cost Determination in FLOOD-2006-0028

APL 2026-002

*of Administrative Decision FLOOD-
2026-0028*

POST CONFERENCE ORDER

The Hearing Examiner having conducted a pre-hearing conference on this date with the parties; and with the authority pursuant to the Skagit County Hearing Examiner's Rules of Procedure (SCRE) §10 and 24; the Hearing Examiner hereby further orders, modifying prior orders:

ORDER

1. Administrative

- a. This order supplements prior orders and the SCRE.

2. The Current Record

As identified by the Office of the Hearing Examiner, the record of this case, is as follows thus far:

1. Battles Appeal with attachments, *filed 3/19/26*
2. Signature of Jane Koler, *filed 3/19/26*
3. Insurance Replacement Cost, *dated 12/29/25*
4. Department of Ecology recommendations, *dated 2/25/26*
5. Department's Site Assessment, *dated 2/27/26*
6. Department's Cost Determination Form, *dated 2/27/26*
7. Department's Site Assessment, *dated 3/6/26*
8. Department's Cost Determination, *dated 3/6/26*

9. Pre-hearing Conference Order, *entered 4/13/26*
10. Corrected Pre-hearing Conference Order, *entered 4/16/26*
11. Department's Pre-Hearing Memo, *filed 4/16/26*
12. Department Certification Service, *filed 4/17/26*
13. Declaration of Pam Aldridge, *filed 4/17/26*
14. [This] 1st Post-Conference Order, *entered 4/17/27*

3. Pre-Hearing Conference

- a. A **pre-hearing conference** of the parties will occur on **May 8, 2026** at **1:00 p.m.** to be held by video conferencing arranged by the Clerk of the Office of the Hearing Examiner;
- b. The formal parties or their designated representatives must appear;
- c. Parties will bring their calendars and schedules for date settings and briefing schedules;
- d. The parties will file and exchange memos by **May 1, 2025** for the pre-hearing conference regarding, and be prepared to discuss at the hearing, the following:
 - i. A list of the applicable and relevant bodies of law each party believes is applicable in this case, to determine what is procedurally agreed between the parties;
 - ii. A list of evidence (with accurate titles and dates) missing from the record, *if any*, as currently reflected in the Current Record, noted above; and
 - iii. A list of objections or questions of relevance to any of the evidence currently in the Identified Record, if any.

4. Applicable Law Agreed to by the Parties and as to the Scope of Appeal and Hearing:

- a. To be determined at next Pre-Hearing Conference

5. Final Hearing date agreed by the Parties:

- a. The Final Hearing on this matter is set for **Friday, August 7th, 2025 at 8:30 am** in Skagit County Council Chambers, **in person**.

6. Briefing Schedule for Final Hearing:

- a. Final Briefs, Staff Reports, if any, will be filed by **July 24th, 2026.**
- b. Responses will be filed by **July 31st, 2026.**
- c. Replies will be filed by **August 5th, 2026.**

SO ORDERED this 17th day of April 2026.



Rajeev D. Majumdar
Skagit County Hearing Examiner