

ATTORNEY GENERAL
OF THE STATE OF WASHINGTON

MANUFACTURED HOUSING
DISPUTE RESOLUTION PROGRAM

In the Matter of

Westburg Mobile Home Park,

Complainant,

v.

William Peters,

Respondent.

NOTICE OF NON-VIOLATION

RCW 59.30.040

MHDRP Complaint No. 414821

Following an investigation into the above-entitled matter pursuant to RCW 59.30.040, the Manufactured Housing Dispute Resolution Program of the Office of the Attorney General of Washington has found there to be NO VIOLATION of the Manufactured/Mobile Home Landlord-Tenant Act, RCW 59.20. If you disagree with this decision, your attention is directed to the section entitled APPEAL RIGHTS at the end of this Notice, which outlines the procedures under RCW 59.30.040 for filing an appeal.

This Notice does not limit the rights of any party to take other legal action.

I. INTRODUCTION

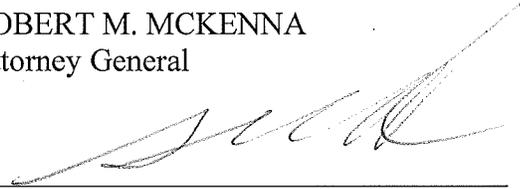
On August 20, 2012, Westburg Mobile Home Park (Westburg) filed a complaint against William Peters, a tenant of Westburg, with the Manufactured Housing Dispute Resolution Program (MHDRP). Westburg alleged that Peters violated the Manufactured/Mobile Home Landlord-Tenant Act (MHLTA), RCW 59.20, by causing loud noises while operating a commercial business out of his home and thereby permitting a nuisance. MHDRP contacted Peters numerous times in an attempt to facilitate negotiation between the parties and resolve the dispute through an informal dispute resolution process. However, Peters failed to respond to contacts made by the MHDRP staff. Therefore, the parties were not able to negotiate a resolution to this matter and the MHDRP concluded that an agreement could not be reached between the parties. Failure to cooperate with the attorney general in the course of an investigation is a

violation of RCW 59.30.040. While Peters initially failed to respond to and cooperate with the MHDRP's investigation, Peters did later respond and cooperated with the investigator.

Signed this 2nd day of January, 2013.

MANUFACTURED HOUSING DISPUTE
RESOLUTION PROGRAM

ROBERT M. MCKENNA
Attorney General



SHANNON E. SMITH
Senior Counsel

APPEAL RIGHTS

Either party may appeal this Notice by requesting a hearing before an administrative law judge. If neither party appeals this Notice, the Notice of Violation becomes a final order of the Attorney General and is not subject to review by any court or agency.

RCW 59.30.040 governs the parties' appeal rights. A copy of RCW 59.30.040 is attached. An appeal of this Notice requesting a hearing must be:

- In writing, stating the basis for the appeal and the specific remedy sought
- Signed by the appealing party
- Received by Manufactured Housing Dispute Resolution Program within fifteen (15) business days of the party's receipt of this notice
- Mailed or delivered to:
 - Attorney General's Office
 - Manufactured Housing Dispute Resolution Program
 - 800 Fifth Avenue, Suite 2000, tb-14
 - Seattle, WA 98104-3188

If a timely appeal is received, MHDRP will coordinate with the Office of Administrative Hearings to schedule a hearing. In an appeal you will bear the cost of your own legal expenses. An administrative law judge will hear and receive pertinent evidence and testimony and decide whether a violation of the MHTLA has occurred by a preponderance of the evidence. The administrative law judge's decision will constitute the final agency order of MHDRP. A final order may be appealed to superior court according to instructions included in a decision.

PROOF OF SERVICE

I certify that I served a copy of this document on all parties or their counsel of record on the date below as follows:

Certified and Regular US Mail

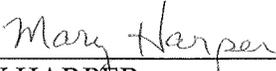
TO:

Westburg Mobile Home Park
Attn: Dana Kapela
6619 132nd Ave NE, #254
Kirkland, WA 98033

William Peters
15905 HWY 99, #62
Lynnwood, WA 98087

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED this 2nd day of January, 2013, at Seattle, Washington.



MARY HARPER
Legal Assistant II