

***BIC Regular Meeting
of
March 20, 2024***

***Additional Submittal
Agenda Item E1***

***Objection to AAB Hearing on
2/21/24 re Appeal No. 6911***

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By Hand Delivery

February 20, 2024

Matthew Greene, Secretary
Abatement Appeals Board
49 South Van Ness Avenue, 4th Floor
San Francisco, CA 94103

Re: Objection to AAB Hearing on February 21, 2024, Appeal No. 6911

Dear Mr. Greene,

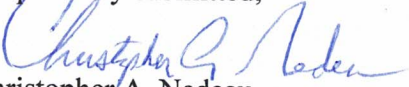
On behalf of the Appellant, an objection is lodged to the hearing tomorrow because no report by DBI was submitted in opposition to the Appeal.

Abatement Appeals Board Bylaws and Rules of Procedure, Adopted January 19, 2022, Section III Appeals, D (2) requires that in order to oppose the appeal DBI must comply with the following: ***No later than 7 days before the scheduled hearing date, the Department shall submit its Report. The Department's Report shall set forth the procedural history and basis for the Order of Abatement and any assessment of costs and include any exhibits in support of the Order.***

Section III (D) (4) of the Rules states: ***"The AAB Secretary will forward a copy of all written submissions, including the Appellant's Statement and the Department's Report, to the opposing party."***

Since there has been no submission by DBI setting forth the procedural history, basis for the Director's Order of Abatement No. 202290668 and assessment of costs in compliance with Rules of Procedure III (D) (2), Appellant has been denied notice of the basis on which the appeal will be opposed and asserts that DBI's opposition and assessment of costs is waived.

Respectfully submitted,


Christopher A. Nedeau