

**WAC 456-09-743 Hearing procedure.** (1) Unless otherwise ordered, hearings will be conducted in the following format:

- (a) Administration of an oath to all persons testifying;
  - (b) The appellant's opening statement;
  - (c) The respondent's opening statement;
  - (d) The appellant's case in chief:
    - (i) Direct examination of witness;
    - (ii) Cross-examination by the respondent;
    - (iii) Redirect examination by the appellant;
    - (iv) Recross examination;
    - (v) The above procedure is followed for each witness.
  - (e) The respondent's case in chief:
    - (i) Direct examination of witness;
    - (ii) Cross-examination by the appellant;
    - (iii) Redirect examination by the respondent;
    - (iv) Recross examination;
    - (v) The above procedure is followed for each witness.
  - (f) The appellant's rebuttal, following the procedure in subsection (d) for each witness;
  - (g) The appellant's closing argument;
  - (h) The respondent's closing argument;
  - (i) The appellant's closing rebuttal.
- (2) The board may pose questions to the parties, their representatives, and any witnesses at any time during the hearing.
- (3) In appeals where the respondent is the party with the burden of proof, the board may permit the respondent to present their evidence and arguments first.

[Statutory Authority: RCW 82.03.170. WSR 25-02-077, s 456-09-743, filed 12/24/24, effective 1/24/25; WSR 22-05-051, § 456-09-743, filed 2/9/22, effective 3/12/22.]