

**WAC 308-101-140 Cancellation of hearings.** (1) If the petitioner elects to cancel his or her request for a hearing, he or she must notify the department of his or her intent to do so in writing or orally on the record.

(2) **Entry into deferred prosecution:** A stay of a suspension or revocation granted pursuant to the provisions of RCW 46.20.308(9) does not automatically result in a cancellation of a requested hearing. Absent a written cancellation under subsection (1) of this section, the hearing will proceed and the results will be sent to the petitioner. If the suspension is sustained after the hearing, the stay of the action shall continue but any appeal of the findings and conclusions must be undertaken within thirty days of service of the results.

[Statutory Authority: RCW 46.01.110. WSR 18-11-098, § 308-101-140, filed 5/21/18, effective 9/4/18.]