BEFORE THE HEARING OFFICER ALLEGHENY COUNTY HEALTH DEPARTMENT

TONYLIZ REALTY CO., LLC,)	Docket no.: ACHD-22-053
	Petitioner,)	In re: 720 N Saint Clair Street
V_{\star})	
ALLEGHENY COUNTY HEALTH DEPARTMENT,)	
	Respondent.) ::	

ORDER DISMISSING APPEAL WITH PREJUDICE

AND NOW, this 21st day of February, 2023, it is ORDERED that the Notice of Appeal filed on October 20, 2022, by Tonyliz Realty Co., LLC ("Petitioner"), in the above-captioned matter is DISMISSED WITH PREJUDICE to refile.

A Hearing was scheduled before the undersigned Hearing Officer for February 21, 2023, and no representative for Petitioner appeared. The Hearing Officer previously mailed a Scheduling Order to Petitioner at the address listed on the Notice of Appeal—P.O. Box 8292, Pittsburgh, PA 15218—and it was returned as undeliverable. Petitioner did not list a phone number or any other contact information on the Notice of Appeal. The Hearing Officer also mailed a copy of the Scheduling Order to 1427 W. Liberty Avenue, Pittsburgh, PA 15226, which was an address for Petitioner found online and attempted, on several occasions, to call Petitioner at a phone number found online to no avail.

Attorneys and witnesses for the Allegheny County Health Department appeared at the Hearing as required. Due to Petitioner's failure to appear at the Hearing and failure to comply with ACHD Article XI § 1104(B), the matter is dismissed with prejudice to refile pursuant to

ACHD Article XI § 1105(C)(9). Petitioner may appeal this Order to the Allegheny County Court of Common Pleas pursuant to 42 Pa. C.S.A § 5571(b) within thirty (30) days.

Copies of this Order are to be sent to Petitioner at both above-listed addresses and emailed to the attorneys for the Allegheny County Health Department.

John F. McGowan, Esquire

Hearing Officer

Allegheny County Health Department