

6309 FAILURE TO APPEAR

6309.1 If either party fails to appear at a hearing, the hearing officer may do the following:

- (a) Postpone the hearing for up to five (5) working days;
- (b) With the consent of both parties, reschedule the hearing for a later date;
- (d) Make a determination that the complainant has waived his or her right to a hearing, if the complainant fails to appear. The waiver shall not constitute a waiver of complainant's right thereafter to contest DCHA's action in an appropriate judicial proceeding;
- (e) Grant an exception if the family is able to document an emergency situation that prevented them from attending or requesting a postponement of the hearing or if requested as a reasonable accommodation for an individual with a disability.

SOURCE: Notice of Final Rulemaking published at 33 DCR 7973, 8016 (December 26, 1986); as amended by Notice of Final Rulemaking published at 49 DCR 2455, 2458 (March 15, 2002).