

5057 Continuance of Hearing; Further Hearing

(a)

An administrative law judge may continue a hearing to another time or place on his or her own motion, or, upon a showing of good cause, on the application of a party.

(b)

The unavailability of a party or witness to be physically present at a hearing is presumed not to be good cause for a continuance, unless the party or witness is also unavailable to participate in the hearing by electronic means.

(c)

Notice of the time and place of the continued hearing, except as provided herein, shall be in accordance with rule 5056. When a continuance is ordered during a hearing, notice of the time and place of the continued hearing is sufficient if given orally to each party participating in the hearing.

(d)

Prior to the decision, the administrative law judge on his or her own motion, or upon a showing of good cause on the application of a party, may order a further hearing. Notice thereof shall be given in accordance with rule 5056.