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BEFORE THE LAND USE BOARD OF APPEALS  
OF THE STATE OF OREGON

FRED MEYER, INC., )  
 )  
 Petitioner, )  
 )  
 vs. )  
 )  
 CITY OF BEAVERTON, )  
 )  
 Respondent. )

LUBA No. 93-114  
  
FINAL OPINION  
AND ORDER

Appeal from City of Beaverton.

Steven L. Pfeiffer, Portland, represented petitioner.

Mark Pilliod, Beaverton, represented respondent.

HANNA, Board Member; GUSTAFSON, Board Chair; HOLSTUN, Board Member,  
participated in the decision.

DISMISSED 11/03/98

You are entitled to judicial review of this Order. Judicial review is governed by the  
provisions of ORS 197.850.

1 Hanna, Board Member.

2 Petitioner requests voluntary withdrawal and return of its deposit for costs. We treat  
3 this as a motion to dismiss. Accordingly, this appeal is dismissed. The Board will return  
4 petitioner's \$150 deposit for costs.