BEFORE THE LAND USE BOARD OF APPEALS

OF THE STATE OF OREGON

BRAD TAYLOR,
*Petitioner,*

vs.

CITY OF CANYONVILLE,
*Respondent.*

LUBA Nos. 2007-059, 2007-127

ORDER

On August 29, 2007, petitioner's attorney filed the petition for review. On September 18, 2007, the city filed its response brief. On October 4, 2007, petitioner's attorney withdrew from representation of petitioner. On October 6, 2007, petitioner (representing himself) filed a motion "To File Petition for Review." In that motion, petitioner states that he dismissed his prior attorney for a number of reasons. Petitioner now requests that LUBA allow him to file a different petition for review. The city objects to petitioner's motion.

A petitioner may not, after the petition for review has been filed and the deadline for filing the petition for review expires, supplement the arguments presented therein. *Fechtig v. City of Albany*, 27 Or LUBA 480, 483, *aff'd* 130 Or App 433, 882 P2d 138 (1994). That is exactly what petitioner's motion proposes to do. Accordingly, petitioner's motion is denied.

Petitioner may proceed with the petition for review that has been filed. The response brief has also been filed. We cancelled oral argument pending our resolution of petitioner's motion. Now that we have resolved petitioner's motion, we will reschedule oral argument in the normal course.

Dated this 23rd day of October, 2007.

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Melissa M. Ryan
Board Member