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

BARTLEY F. DAY and PIERINA)
PARISE,)
)
Petitioner,)
)
vs.)
)
CITY OF PORTLAND,)
)
Respondent.)
)
and)
)
MICHAEL J. DALY,)
)
Intervenor-respondent.)

LUBA No. 96-248
FINAL OPINION
AND ORDER

Appeal from Portland.
Lawrence R. Derr, Portland, represented petitioner.
Ruth M. Spetter, Portland, represented respondent.
Michael J. Daly, Oregon City, represented intervenor-respondent.

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

DISMISSED 09/22/98

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

1 Gustafson, Board Chair.

2 The city moves to dismiss this appeal for lack of
3 prosecution. Petitioner agrees the appeal should be
4 dismissed.

5 This appeal is dismissed.