



1           Sheraton, Referee.

2           Petitioner moves that this appeal be dismissed and  
3 requests return of his \$150 deposit for costs. Respondents  
4 do not object.

5           Petitioner also requests return of his \$50 filing fee.  
6 However, although our rules authorize award of a  
7 petitioner's filing fee to respondent in certain  
8 circumstances (OAR 661-10-075(1)(c)), they do not provide  
9 for return of a filing fee to petitioner.

10          This appeal is dismissed. The Board shall return  
11 petitioner's \$150 deposit for costs.