1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	01 2112 02 0112001
4	JANE W. KILKENNY,)
5)
6	Petitioner,)
7) LUBA No. 94-050
8	vs.)
9) FINAL OPINION
10	CLACKAMAS COUNTY, AND ORDER
11)
12	Respondent.)
13	
14	
15	Appeal from Clackamas County.
16	
17	Gregory G. Lutje, Portland, represented petitioner.
18	
19	Michael E. Judd, Chief Assistant County Counsel,
20	represented respondent.
21	
22	SHERTON, Referee; KELLINGTON, Chief Referee; HOLSTUN,
23	Referee, participated in the decision.
24	
25	DISMISSED 09/23/94
26	
27	You are entitled to judicial review of this Order.
28	Judicial review is governed by the provisions of ORS
29	197.850.

- 1 Sherton, Referee.
- 2 Petitioner moves that this appeal be dismissed and that
- 3 her \$50 filing fee and \$150 deposit for costs be refunded.
- 4 Respondent does not object.
- 5 This appeal is dismissed. The Board's rules do not
- 6 provide for the refund of filing fees to petitioners.
- 7 However, where no award of costs to respondent is made, as
- 8 is the case here, the Board will refund petitioner's deposit
- 9 for costs, in the amount of \$150. OAR 661-10-075(1)(b)(C).