

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

3
4 RETAIL TASK FORCE,)
5)
6 Petitioner,)
7)
8 vs.)
9) LUBA No. 96-002
10 METRO,)
11) FINAL OPINION
12 Respondent,) AND ORDER
13)
14 and)
15)
16 DEPARTMENT OF LAND CONSERVATION)
17 AND DEVELOPMENT,)
18)
19 Intervenor-Respondent.)

20
21
22 Appeal from Metro.

23
24 Mark D. Whitlow, Portland, represented petitioner.

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26 Daniel B. Cooper, Metro Counsel, Portland, represented
27 respondent.

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29 Celeste J. Doyle, Assistant Attorney General, Salem,
30 represented intervenor-respondent.

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32 HANNA, Chief Referee; GUSTAFSON, Referee; LIVINGSTON,
33 Referee, participated in the decision.

34
35 DISMISSED 02/10/97

36
37 You are entitled to judicial review of this Order.
38 Judicial review is governed by the provisions of ORS
39 197.850.

1 Hanna, Chief Referee.

2 The parties stipulate to dismissal of this appeal,
3 without costs or attorney fees to any party. Accordingly,
4 this appeal is dismissed. The Board will return
5 petitioner's \$150 deposit for costs.