

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

3
4 THE VIEIRA TRUST,)
5)
6 Petitioner,)
7)
8 vs.)
9)
10 CITY OF MEDFORD,)
11)
12 Respondent,)

LUBA No. 97-129

FINAL OPINION
AND ORDER

13
14 Appeal from City of Medford.

15
16 Richard B. Thierolf, Jr., Medford, represented
17 petitioner.

18
19 Eugene F. Hart, Jr., City Attorney, Medford,
20 represented respondent.

21
22 LIVINGSTON, Administrative Law Judge; GUSTAFSON, Chief
23 Administrative Law Judge; HANNA, Administrative Law Judge,
24 participated in the decision.

25
26 DISMISSED 11/28/97

27
28 You are entitled to judicial review of this Order.
29 Judicial review is governed by the provisions of ORS
30 197.850.

1 Livingston, Administrative Law Judge.

2 Pursuant to ORS 197.830(12)(b) and OAR 661-10-021, the
3 City of Medford withdrew the decision challenged in this
4 appeal for reconsideration. On November 19, 1997, the Board
5 received the city's decision on reconsideration. Petitioner
6 has informed the Board it is satisfied with the decision on
7 reconsideration, and will not pursue the appeal.

8 Accordingly, this appeal is dismissed.