

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

AVALON PARK ESTATES, )  
 )  
Petitioner, ) LUBA No. 93-186  
 )  
vs. ) FINAL OPINION  
 ) AND ORDER  
CITY OF PHOENIX, )  
 )  
Respondent. )

Appeal from City of Phoenix.

Richard H. Berman, Medford, represented petitioner.

Larry L. Kerr, Medford, represented respondent.

LIVINGSTON, Administrative Law Judge; GUSTAFSON, Chief  
Administrative Law Judge; HANNA, Administrative Law Judge,  
participated in the decision.

DISMISSED 12/02/97

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

1           Livingston, Administrative Law Judge.

2           Petitioner moves to dismiss its appeal, and requests  
3 return of its deposit for costs. Accordingly, this appeal  
4 is dismissed. The Board will return petitioner's \$150  
5 deposit for costs.