BEFORE THE LAND USE BOARD OF APPEALS

OF THE STATE OF OREGON

CITY OF PHOENIX,	)	
	)	
Petitioner,	)	
	)	
and	)	
	)	
JACKSON CREEK LLC,	)	LUBA No. 98-071 and 98-072
	)	
Intervenor-Petitioner,	)	FINAL OPINION
	)	AND ORDER
vs.	)	
	)	
CITY OF MEDFORD,	)	
	)	
Respondent.	)	

Appeal from City of Medford.

Larry Kerr, City Attorney, Medford, filed a petition for review and argued on behalf of petitioner.

Christian Hearn, Ashland, filed a petition for review and argued on behalf of intervenor-petitioner. With him on the brief was Davis, Gilstrap, Hearn and Welty.

Eugene F. Hart, City Attorney, Medford, filed the response brief and argued on behalf of respondent. With him on the brief was David L. Doyle, Senior Assistant City Attorney.

BASSHAM, Board Member; HOLSTUN, Board Chair; BRIGGS, Board Member, participated in the decision.

DISMISSED 06/16/99

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

Bassham, Board Member.

On May 24, 1999, petitioner submitted a motion to dismiss the above consolidated appeals. Neither intervenor-petitioner nor respondent has filed a response within the time provided by OAR 661-010-0065(2).

Accordingly, these appeals are dismissed.