1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	NEAL HAUSAM,
5	Petitioner,
6	
7	VS.
8	
9	CITY OF SALEM,
10	Respondent.
11	
12	LUBA No. 2002-053
13	
14	FINAL OPINION
15	AND ORDER
16	
17	Appeal from City of Salem.
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19	Paul R.J. Connolly, represented petitioner.
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21	Glenn Klein, Eugene, represented respondent.
22	
23	BASSHAM, Board Member; HOLSTUN, Board Chair; BRIGGS, Board Member,
24	participated in the decision.
25	
26	DISMISSED 06/06/2002
27	
28	You are entitled to judicial review of this Order. Judicial review is governed by the
29	provisions of ORS 197.850.
30	

1	Bassham, Board Member.
2	Petitioner requests that this appeal be dismissed. Accordingly, this appeal is
3	dismissed.
4	The Board will return petitioner's deposit for costs, pursuant to OAR 661-010-
5	0075(1)(d). Petitioner's notice of dismissal also seeks the "return of the filing fee." Our
6	rules have no provision for return of the filing fee. It is not clear whether petitioner seeks an
7	award of the cost of the filing fee, to be paid by the respondent, pursuant to OAR 661-010-
8	0075(1)(b)(A). If so, petitioner must file a cost bill establishing that petitioner is the
9	prevailing party, pursuant to that rule.