

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

3  
4 ELI ROSENTHAL and CHANTAL ROSENTHAL,  
5 *Petitioners,*

6  
7 vs.

8  
9 CITY OF PORTLAND,  
10 *Respondent,*

11 and

12  
13 GREG HEINZE and GH PROPERTIES, LLC,  
14 *Intervenors-Respondent.*

15  
16 LUBA No. 2004-191

17  
18 FINAL OPINION  
19 AND ORDER

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22 Appeal from City of Portland.

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24 Michelle Rudd, Portland, represented petitioners.

25  
26 Frank Hudson, Deputy City Attorney, Portland, represented respondent.

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28 Wendie L. Kellington, Lake Oswego, represented intervenors-respondent.

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30 BASSHAM, Board Member; HOLSTUN, Board Chair; DAVIES, Board Member,  
31 participated in the decision.

32  
33 DISMISSED

01/25/2005

34  
35 You are entitled to judicial review of this Order. Judicial review is governed by the  
36 provisions of ORS 197.850.

1 Bassham, Board Member.

2 **MOTION TO INTERVENE**

3 Greg Heinze and GH Properties, LLC, the applicants below, move to intervene on the  
4 side of respondent. There is no opposition, and it is allowed.

5 **MOTION TO DISMISS**

6 Petitioners request that this appeal be dismissed. Accordingly, this appeal is  
7 dismissed.