

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3 TRU-LINE SURVEYING, INC. and
4 PERLA DEVELOPMENT CO., INC.,

5 *Petitioners,*

6
7
8 vs.

9
10 KLAMATH COUNTY,

11 *Respondent.*

12
13 LUBA No. 2007-219

14
15 FINAL OPINION
16 AND ORDER

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18 Appeal from Klamath County.

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20 Robert S. Lovlien, Bend, and Justin E. Throne, Klamath Falls, represented
21 petitioners.

22
23 Reginald R. Davis, Klamath Falls, represented respondent.

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25 RYAN, Board Member; HOLSTUN, Board Chair; BASSHAM, Board Member,
26 participated in the decision.

27
28 DISMISSED

03/11/2008

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

1 Ryan, Board Member.

2 Petitioners are represented by two attorneys from different firms. It is unclear which
3 attorney represents which petitioner. Lovlien, the attorney for one of the petitioners, moved
4 to dismiss the case.¹ The other petitioner's other attorney, Thorne, indicated on two
5 occasions that he would send a letter concurring in the motion to dismiss. Thorne has not
6 sent any letters to the Board. In any event, the time for filing the petition for review has
7 passed.

8 Accordingly, petitioner's motion to dismiss is granted.

9 This appeal is dismissed.

¹ Lovlien filed a motion to dismiss on behalf of a single petitioner, but did not identify which petitioner. Thorne did not join in the motion, and Lovlien did not indicate whether Thorne's client concurred with the motion.