1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	DUGGELL MELGUDODUGOD AGGOCIATION
4	RUSSELL NEIGHBORHOOD ASSOCIATION,
5	Petitioner,
6	
7	VS.
8	
9	CITY OF PORTLAND,
10	Respondent.
11	
12	LUBA No. 2009-021
13	
14	FINAL OPINION
15	AND ORDER
16	
17	Appeal from City of Portland.
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19	Russell Neighborhood Association appeared pro se.
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21	Peter A. Kasting, Chief Deputy City Attorney, Portland, represented respondent.
22	
23	RYAN, Board Member; HOLSTUN, Board Member, participated in the decision.
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25	BASSHAM, Board Chair, did not participate in the decision.
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27	DISMISSED 02/18/2009
28	
29	You are entitled to judicial review of this Order. Judicial review is governed by the
30	provisions of ORS 197.850.

## Opinion by Ryan.

2	On January 29, 2009, petitioner filed a Notice of Intent to Appeal (NITA) naming
3	Russell Neighborhood Association as the petitioner and stating that Bonny McKnight
4	represents the petitioner. On January 30, 2009, the Board sent a letter to Ms. McKnight
5	notifying her that pursuant to OAR 661-010-0075(6), she could not represent the petitioner in
6	the appeal because she is not an active member of the Oregon State Bar. The letter required
7	an amended NITA to be filed within seven days of the date of the letter, or the appeal would
8	be dismissed.

## OAR 661-010-0075(6) provides:

"Appearances Before the Board: An individual shall either appear on his or her own behalf or be represented by an attorney. A corporation or other organization shall be represented by an attorney. In no event may a party be represented by someone other than an active member of the Oregon State Bar. In the event someone other than an active member of the Oregon State Bar files a notice of intent to appeal on behalf of a corporation, other organization, or another individual, the individual filing the notice of intent to appeal will be given an opportunity to provide an amended notice of intent to appeal that conforms with this section. If an amended notice of intent to appeal is not filed within the time set by the Board, the Board will dismiss the appeal." (Emphasis added.)

No amended NITA has been filed. Accordingly, the appeal is dismissed.