

1 BEFORE THE LAND USE BOARD OF APPEALS

2 OF THE STATE OF OREGON

3 THE DANIELS GROUP, LLC,

4 *Petitioner,*

5 vs.

6 DESCHUTES COUNTY,

7 *Respondent,*

8 and

9 OREGON DEPARTMENT

10 OF TRANSPORTATION,

11 *Intervenor-Respondent.*

12 LUBA No. 2008-183

13 FINAL OPINION

14 AND ORDER

15 Appeal from Deschutes County.

16 Tia M. Lewis, Bend, represented petitioner.

17 Laurie E. Craghead, Bend, represented respondent.

18 Kathryn A. Lincoln, Salem, represented intervenor-respondent.

19 RYAN, Board Member; BASSHAM, Board Chair; HOLSTUN, Board Member,
20 participated in the decision.

21 DISMISSED

22 05/21/2009

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

Ryan, Board Member.

1

2 **MOTION TO INTERVENE**

3 Oregon Department of Transportation moves to intervene on the side of the
4 respondent in this appeal. There is no opposition to the motion and it is granted.

5 **MOTION TO DISMISS**

6 Petitioner requests that this appeal be dismissed. Accordingly, this appeal is
7 dismissed.