1	BEFORE THE LAND USE BOARD OF APPEALS
2	OF THE STATE OF OREGON
3	
4	FRIENDS OF LIVING OREGON WATERS,
5	CITIZENS AGAINST THE PIPELINE,
6	CITIZENS AGAINST LNG, AND
7	FRANCIS EATHERINGTON,
8	Petitioners
9	
10	VS.
11	
12	DOUGLAS COUNTY,
13	Respondent,
14	
15	and
16	
17	PACIFIC CONNECTOR GAS PIPELINE, LP,
18	Intervenor-Respondent.
19	7.77D + 3.7
20	LUBA No. 2010-010
21	EDIAL ODDITON
22	FINAL OPINION
23	AND ORDER
24	
25	Appeal from Douglas County.
26	
27	Jannett Wilson, Eugene, represented petitioners.
28	Devil E. Marian Decahung managantad managantad
29	Paul E. Meyer, Roseburg, represented respondent.
30 31	Stavan D. Hulthara Band and Banaa M. Franca Band represented intervenor
32	Steven P. Hultberg, Bend, and Renee M. France, Bend, represented intervenor-respondent.
32 33	respondent.
33 34	HOLSTUN, Board Chair; BASSHAM, Board Member; RYAN, Board Member,
3 4 35	participated in the decision.
36	participated in the decision.
37	DISMISSED 06/09/2010
38	DIDIVIDUED 00/07/2010
39	You are entitled to judicial review of this Order. Judicial review is governed by the
40	provisions of ORS 197.850.
rU	provisions of Otto 177.050.

1	Opinion by Holstun.
2	OAR 661-010-0030(1) provides in part:
3 4 5 6 7 8	"* * The petition for review together with four copies shall be filed with the Board within 21 days after the date the record is received or settled by the Board. * * * Failure to file a petition for review within the time required by this section, and any extensions of that time under OAR 661-010-0045(9) or OAR 661-010-0067(2), shall result in dismissal of the appeal and forfeiture of the filing fee and deposit for costs to the governing body."
9	The record in this appeal was settled on April 19, 2010, and the deadline for filing the
10	petition for review in this appeal was May 10, 2010. Neither the petition for review nor a
11	stipulation for an extension of the deadline for fling the petition for review has been received
12	by LUBA. On May 20, 2010, intervenor moved to dismiss this appeal and for forfeiture of
13	petitioners' filing fee and deposit for costs pursuant to OAR 661-010-0030(1). Petitioners
14	have not filed a response to intervenor's motion.
15	This appeal is dismissed. If respondent files cost bill pursuant to
16	OAR 661-010-0075(1)(c), LUBA will issue an order on costs.