

**CENTRAL PUGET SOUND
GROWTH MANAGEMENT HEARINGS BOARD
STATE OF WASHINGTON**

RICHARD APOLLO FUHRIMAN,)	
)	
Petitioners,)	Case No. 05-3-0040
)	
v.)	(Fuhriman III)
)	
CITY OF BOTHELL,)	ORDER OF DISMISSAL
)	
Respondent,)	
)	

I. BACKGROUND

On August 18, 2005, the Central Puget Sound Growth Management Hearings Board (the **Board**) received a petition for review (**PFR**) from Richard Apollo Fuhriman (**Petitioner** or **Fuhriman**). The matter was assigned Case No. 05-3-0040, and was thereafter referred to as *Fuhriman III v. City of Bothell*. Board member Edward G. McGuire was the Presiding Officer for this matter. Petitioner challenges the City of Bothell’s (**Respondent** or **Bothell**) adoption of Ordinance No. 1946 (2005), which amended the City’s development regulations, as noncompliant with certain provisions of the Growth Management Act (**GMA** or **Act**).

On January 9, 2006, several hours before the scheduled hearing on the merits in the above captioned matter, the Board received “Petitioner Fuhriman’s Withdrawal/Cancellation of the Petition” (**Petitioner’s Withdrawal**). “Petitioner withdraws from Case No. 05-3-0040 *Fuhriman III* and withdraws this action in this venue before the Central Puget Sound Growth Management Hearings Board.” *Id.* at 1.

II. ORDER

Petitioner has withdrawn the PFR and requested the Board to cancel continuation of the appeal. *Id.*

Having considered the Act, Board rules, previous decisions of the Board, the PFR and Petitioner’s Withdrawal, the Board enters the following Order:

- The matter of *Fuhriman III v. City of Bothell*, CPSGMHB Case No. 05-3-0040, is **dismissed with prejudice**.

- The scheduled hearing on the merits is **cancelled** and this matter is **closed**.

So ORDERED this 9th day of January, 2006.

CENTRAL PUGET SOUND GROWTH MANAGEMENT HEARINGS BOARD

Bruce C. Laing, FAICP
Board Member

Edward G. McGuire, AICP
Board Member

Margaret A. Pageler
Board Member

Note: This Order constitutes a final order as specified by RCW 36.70A.300 unless a party files a motion for reconsideration pursuant to WAC 242-02-832.