

State of Washington
GROWTH MANAGEMENT HEARINGS BOARD
FOR EASTERN WASHINGTON

CITY OF EAST WENATCHEE;)	
WENATCHEE VALLEY MALL PARTNER-)	Case No. 95-1-0004
SHIP; ROKAN IDAHO, LLC; AND WL)	
PARTNERS,)	ORDER OF DISMISSAL
Petitioners)	WITHOUT PREJUDICE
)	
vs.)	
)	
DOUGLAS COUNTY,)	
)	
Respondent)	
_____)	

On August 23, 1995, this Board issued an Order on Motion for Dismissal wherein the parties were given time to reconsider the actions taken by the County Commissioners and to pursue mediation and the Motion for Dismissal was continued to a future unknown date.

On January 4, 1996, James C. Tracy, on behalf of Petitioners, Wenatchee Valley Mall Partnership; Rokan Idaho, LLC; and WL Partners, filed a letter requesting this matter be voluntarily dismissed.

On January 8, 1996, Petitioner City of East Wenatchee notified the Board of their desire to wait until final action is taken by Douglas County pursuant to Douglas County's issuance of Resolution 95-099 clarifying that its Resolutions 95-51 and 95-89 were not a final action. Their letter further noted they understood that this matter would be "dismissed without prejudice to future refilings after final actions are taken".

On January 17, 1996 at 1:30 p.m, the Board reconvened the Motions Hearing at the Board’s office. Present were D. E. “Skip” Chilberg, the Presiding Officer, Board members Judy Wall and Tom Williams, as well as Administrative Assistant, Barbara Hill. Present by telephone was Steven Clem, Douglas County Prosecutor.

Mr. Clem renewed his motion for dismissal and the Board thereupon unanimously ordered dismissal of this matter without prejudice to future refilings after final actions are taken.

SO ORDERED this 18th day of January, 1996.

EASTERN WASHINGTON
GROWTH MANAGEMENT HEARINGS BOARD

D. E. “SKIP” CHILBERG, Presiding Officer

JUDY WALL, Board Member

TOM A. WILLIAMS, Board Member