FILED: June 19, 2013

IN THE COURT OF APPEALS OF THE STATE OF OREGON

RONALD DOYLE; ROBERT DEUEL; BENEDICT MILLER; and CHARLES STEINBERG, Plaintiffs-Respondents,

v.

CITY OF MEDFORD, an Oregon Municipal corporation; and MICHAEL DYAL, City Manager of the City of Medford, in his official capacity and as an individual, Defendants-Appellants.

> Jackson County Circuit Court 080137L7

> > A150809

Timothy C. Gerking, Judge.

Submitted on May 17, 2013.

Robert E. Franz, Jr., and Law Office of Robert E. Franz, Jr., filed the briefs for appellants.

Stephen L. Brischetto filed the briefs for respondents.

Before Schuman, Presiding Judge, and Wollheim, Judge, and Duncan, Judge.

PER CURIAM

Reversed. *Doyle v. City of Medford*, 256 Or App 625, ___ P3d ___ (2013).