

IN THE MAGISTRATE DIVISION
OF THE OREGON TAX COURT
Property Tax

ROBERT S. AND JOYCE M. CAMPBELL,)
)
 Plaintiffs,) No. 010073C
)
 v.)
)
 CLACKAMAS COUNTY ASSESSOR,)
)
 Defendant.) **DECISION OF DISMISSAL**

A Complaint was filed in this case on January 19, 2001. A case management conference was scheduled to begin at 9:00 a.m on April 10, 2001, to consider the appeal of Mr. and Mrs. Campbell. At issue is a property tax assessment for the 1999-00 and 2000-01 tax years.

The Magistrate Division sent notice of the scheduled hearing to plaintiffs in a letter dated February 14, 2001. The notice was sent to plaintiffs' last known address. The letter was not returned as undeliverable.

Plaintiffs failed to appear for the hearing. The court sent plaintiffs a letter on April 10, 2001, requesting a response by May 4, 2001, as to why they were not present for the hearing. No response has been received to date. A case may be dismissed when the participant seeking relief fails to appear. For purposes of a telephone proceeding, a participant "appears" by being available at the telephone number provided to the court by that participant on the date and at the time prescribed.

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Accordingly, this appeal must be dismissed for lack of appearance. Now, therefore;

IT IS THE DECISION OF THE COURT that the Complaint is dismissed.

Dated this _____ day of May, 2001.

DAN ROBINSON
MAGISTRATE

IF YOU WANT TO APPEAL THIS DECISION, FILE A COMPLAINT IN THE REGULAR DIVISION OF THE OREGON TAX COURT, FOURTH FLOOR, 1241 STATE ST., SALEM, OR 97301-2563. YOUR COMPLAINT MUST BE SUBMITTED WITHIN 60 DAYS AFTER THE DATE OF THE DECISION OR THIS DECISION BECOMES FINAL AND CANNOT BE CHANGED.

THIS DOCUMENT WAS SIGNED BY MAGISTRATE DAN ROBINSON ON MAY 15, 2001. THE COURT FILED THIS DOCUMENT ON MAY 15, 2001.