

IN THE OREGON TAX COURT
MAGISTRATE DIVISION
Property Tax

MATTHEW J. COOPER)	
and CHARLOTTE N. M. COOPER,)	
)	
Plaintiffs,)	TC-MD 050301B
)	
v.)	
)	
MULTNOMAH COUNTY ASSESSOR,)	
)	
Defendant.)	DECISION OF DISMISSAL

This matter is before the court on its own motion to dismiss this case for want of prosecution.

A case management conference was scheduled on May 2, 2005, to consider Plaintiffs' valuation appeal. On April 11, 2005, notice of the case management conference was sent to Plaintiffs at the address they provided to the court. The notice was not returned as undeliverable. Plaintiffs did not appear at that initial case management conference.

Later, on May 3, 2005, Mr. Cooper called the court and asked that his conference be rescheduled. His request was granted and the conference was held on May 10, 2005. During that proceeding, certain questions were discussed as to the court's jurisdiction to consider the merits of the appeal. Mr. Cooper asked for additional time to consider the matter. The court allowed him until June 15, 2005, to either withdraw the appeal or submit an amended Complaint with revised improvement values. No response was received.

On July 11, 2005, court staff telephoned Plaintiffs' telephone number and left a voice message as to the written information that was past due in the court. No response was received.

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On August 25, 2005, court staff again telephoned Plaintiffs' telephone number and left another voice message as to the written information that was past due in the court. No response was received.

As of this date, Plaintiffs have not contacted the court. Under such circumstances, the court finds the appeal must be dismissed for want of prosecution. Now, therefore,

IT IS THE DECISION OF THIS COURT that this matter is dismissed.

Dated this _____ day of September 2005.

JEFF MATTSON
MAGISTRATE

If you want to appeal this Decision, file a Complaint in the Regular Division of the Oregon Tax Court, by mailing to: 1163 State Street, Salem, OR 97301-2563; or by hand delivery to: Fourth Floor, 1241 State Street, Salem, OR.

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 Jeff Mattson September 23, 2005. The Court filed and entered this document September 23, 2005.