

IN THE OREGON TAX COURT
MAGISTRATE DIVISION
Small Claims
Property Tax

TODOROFF FAMILY INTERVIVOS)	
REVOCABLE TRUST,)	
)	
Plaintiff,)	TC-MD 050707C
)	
v.)	
)	
DESCHUTES COUNTY ASSESSOR,)	
)	DECISION and JUDGMENT
Defendant.)	OF DISMISSAL

This matter is before the court on its own motion to dismiss this case for want of prosecution. Plaintiff failed to comply with the June 6, 2006, Order compelling Plaintiff to respond to the court's Order issued April 20, 2006, by the June 16, 2006, court-imposed deadline.

On April 20, 2006, the court issued an Order compelling Plaintiff to respond to two directives by May 31, 2006. On June 5, 2006, the court called Plaintiff's representative to inquire about the overdue response and the representative indicated he had not received the court's April 20, 2006, Order. The court verified the Order had been sent to the correct address. That Order was issued to obtain certain information from Plaintiff that would have been received at the April 17, 2006, telephonic status conference. However, the April 17, 2006, status conference was canceled because Plaintiff's representative was not ready for the proceeding, indicating that he had not received the court's notice of that proceeding.

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Under such circumstances, the court finds the appeal must be dismissed for want of prosecution. Now, therefore

IT IS ADJUDGED that the Complaint is dismissed.

Dated this ____ day of _____ 2006.

DAN ROBINSON
MAGISTRATE

This document is final and may not be appealed. ORS 305.514.

This document was signed by Magistrate Dan Robinson on June 28, 2006. The Court filed and entered this document on June 28, 2006.