

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MULTNOMAH

SCOTT E. EDWARDS AND BARBUR
BLVD RENTALS, INC.

Case No. 0402-01114

Petitioners,
v.

ORDER GRANTING RESPONDENT'S
MOTION TO DISMISS

CITY OF PORTLAND,

Respondent.

On April 2, 2004, this court heard oral argument on Respondent City of Portland's Motion to Dismiss. Petitioners were represented by their attorney Jason Sieminski. The City of Portland was represented by Linly F. Rees, Deputy City Attorney. Having considered the City of Portland's Motion and Reply, Petitioners' Response to the Motion, and oral argument on the Motion,

IT IS HEREBY ORDERED that the City of Portland's Motion to Dismiss for lack of subject matter jurisdiction is granted and Petitioners' claims are dismissed without prejudice.

Dated: 5/10/04

/s/ Edward J. Jones
Edward Jones
Circuit Court Judge

Submitted by:

Linly Ferris Rees
Linly Ferris Rees, OSB #94509
Deputy City Attorney
of Attorneys for Respondent