



INTERIOR BOARD OF INDIAN APPEALS

U.S. Fish Corp. v. Eastern Area Director, Bureau of Indian Affairs

20 IBIA 163 (08/05/1991)

Denying reconsideration of:

20 IBIA 93

Further requests for reconsideration:

26 IBIA 80

26 IBIA 117

Related judicial case:

Dismissed as to United States, and returned to state court as to Seminole Tribe,  
*U.S. Fish Corp. v. Seminole Tribe of Florida, Inc. and United States*,  
No. 92-6644-CIV-Highsmith (S.D.Fla. Feb. 19, 1993)



# United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS  
INTERIOR BOARD OF INDIAN APPEALS  
4015 WILSON BOULEVARD  
ARLINGTON, VA 22203

U.S. FISH CORP.,	:	Order Denying Reconsideration
Appellant	:	
	:	
v.	:	
	:	Docket No. IBIA 91-39-A
EASTERN AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	August 5, 1991

The Board of Indian Appeals (Board) issued a decision in the above case on June 25, 1991. 20 IBIA 93. On July 19, 1991, the Board received a filing from appellant U.S. Fish Corp. entitled Response to Board Decision 6/25/91. The Board treats this filing as a petition for reconsideration.

Reconsideration of Board decisions is governed by 43 CFR 4.315, which provides that "[r]econsideration of a decision \* \* \* will be granted only in extraordinary circumstances." The Board does not grant reconsideration when the issues raised in the petition were considered when the initial decision was issued. See, e.g., Burchard v. Billings Area Director, 19 IBIA 276 (1991), and cases cited therein. Appellant clearly disagrees with the Board's decision. However, the arguments made in its petition were all addressed in that decision.

The Board also notes that appellant's filing does not indicate that it was served on other interested parties. Because of the disposition of this matter, appellant will not be required to serve other parties.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, appellant's petition for reconsideration is denied.

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//original signed  
Kathryn A: Lynn  
Chief Administrative Judge

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//original signed  
Anita Vogt  
Administrative Judge