



INTERIOR BOARD OF INDIAN APPEALS

Ambrose J. Thompson v. Aberdeen Area Director, Bureau of Indian Affairs

24 IBIA 9 (05/12/1993)



United States Department of the Interior

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

AMBROSE J. THOMPSON,	:	Order Docketing and Dismissing
Appellant	:	Appeal
	:	
v.	:	
	:	Docket No. IBIA 93-53-A
ABERDEEN AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	May 12, 1993

This is an appeal from a January 22, 1993, decision of the Aberdeen Area Director, Bureau of Indian Affairs, affirming a rejection of appellant's bids for an October 15, 1992, advertised lease sale on the Devil's Lake Sioux Reservation.

Appellant's notice of appeal failed to list the interested parties to the appeal and failed to indicate that appellant had sent copies of his notice of appeal to those parties. 43 CFR 4.332(a)(3); 4.333(a). In the pre-docketing notice for this appeal, the Board advised appellant of his responsibilities in this regard and further advised him that, in accordance with 43 CFR 4.332(c), he could request assistance from BIA in identifying and serving the parties.

Appellant did not respond to the Board's advisory. The Area Director transmitted the administrative record on March 9, 1993, and stated in his cover memorandum that appellant had not yet requested assistance. The Board therefore ordered appellant to obtain the names of the interested parties from BIA and submit them to the Board on or before April 19, 1993. Appellant was informed that his failure to comply with the order would make his appeal subject to dismissal for failure to prosecute the appeal. No response has been received from appellant.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this appeal is docketed but is dismissed for failure to prosecute.

//original signed
Anita Vogt
Administrative Judge

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Kathryn A. Lynn
Chief Administrative Judge