



INTERIOR BOARD OF INDIAN APPEALS

Central Council of Tlingit and Haida Indian Tribes of Alaska, et al.
v. Assistant Secretary - Indian Affairs

24 IBIA 84 (07/07/1993)



United States Department of the Interior

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

CENTRAL COUNCIL OF TLINGIT AND	:	Order Docketing and Dismissing
HAIDA INDIAN TRIBES OF ALASKA,	:	Appeal
ORGANIZED VILLAGE OF KAKE,	:	
KETCHIKAN INDIAN CORPORATION,	:	
SITKA TRIBE OF ALASKA and	:	
YAKUTAT NATIVE ASSOCIATION,	:	
Appellants	:	
	:	Docket No. IBIA 93-99-A
v.	:	
	:	
ASSISTANT SECRETARY - INDIAN	:	
AFFAIRS,	:	
Appellee	:	July 7, 1993

Appellants Central Council of Tlingit and Haida Indian Tribes of Alaska, Organized Village of Kake, Ketchikan Indian Corporation, Sitka Tribe of Alaska, and Yakutat Native Association seek review of a June 1, 1993, decision issued by the Assistant Secretary - Indian Affairs concerning the provision of contract support funds for indirect cost expenses related to appellants' 1992 Self-Governance annual funding agreements.

The appeal is docketed under the above case name and number which should be cited in all future correspondence or inquiries regarding the matter.

A copy of the Assistant Secretary's decision was attached to the notice of appeal. Because the Assistant Secretary has the authority to issue decisions final for the Department, the Board does not have general review authority over such decisions, except as they are specially referred to it on a case-by-case basis or through rulemaking. See, e.g., 25 CFR 2.6(c); Falcon Lake Properties v. Assistant Secretary--Indian Affairs, 15 IBIA 286 (1987); Pueblo of Laguna v. Assistant Secretary for Indian Affairs, 12 IBIA 80, 90 I.D. 521 (1983). This matter has not been so referred to the Board.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this appeal from the Assistant Secretary's June 1, 1993, decision must be dismissed.

//original signed
Kathryn A. Lynn
Chief Administrative Judge

//original signed
Anita Vogt
Administrative Judge