



## INTERIOR BOARD OF INDIAN APPEALS

Pat Hayes v. Anadarko Area Director, Bureau of Indian Affairs

25 IBIA 131 (01/18/1993)

Denying reconsideration of:

25 IBIA 50

Related cases:

22 IBIA 65

Reconsideration denied, 22 IBIA 175

26 IBIA 34



# United States Department of the Interior

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

PAT HAYES,

Appellant

v.

ANADARKO AREA DIRECTOR  
BUREAU OF INDIAN AFFAIRS,  
Appellee

: Order Denying Request for  
: Extension of Time for Filing  
: Petition for Reconsideration  
:  
: Docket Nos. IBIA 93-62-A  
: IBIA 93-63-A  
: IBIA 93-78-A  
: IBIA 93-79-A  
: IBIA 93-84-A  
: IBIA 93-102-A  
: IBIA 93-112-A  
: IBIA 93-113-A  
: IBIA 93-114-A  
: IBIA 93-121-A  
:  
: January 18, 1994

The Board issued a decision in these appeals on November 30, 1993. On January 3, 1994, the Board received a letter from appellant, making a Freedom of Information Act request for copies of the "case files" in the appeals and stating: "I request additional time to review the administrative record and to add to it if pertinent evidence favoring me has been left out."

Since these appeals have already been decided, it appears likely that appellant is seeking an extension of time in which to file a petition for reconsideration. Construing appellant's letter as such a request, the Board denies it. The Board's regulations provide that "a petition [for reconsideration] must be filed with the Board within 30 days from the date of the decision and shall contain a detailed statement of the reasons why reconsideration should be granted." 43 CFR 4.315(a). The Board does not grant extensions of time for filing petitions for reconsideration.

In any event, appellant's time for objecting to the administrative records in these appeals is long past. Under 43 CFR 4.336, "[a]ny objection to the record as constituted shall be filed with the Board within 15 days of receipt of the notice of docketing." The Board notes that, in many of these appeals, appellant himself furnished the entire administrative record. Appellant's request to add documents to the administrative records is denied.

In order to make the records available to appellant under the Freedom of Information Act, they will be returned to the Anadarko Area Office within the next few days. Appellant should make arrangements with the Area Office

to inspect them. There should be little need for copying of documents because appellant already has copies of virtually everything in the records.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, appellant's apparent request for an extension of time in which to file a petition for reconsideration is denied.

//original signed

Anita Vogt  
Administrative Judge

//original signed

Kathryn A. Lynn  
Chief Administrative Judge