



INTERIOR BOARD OF INDIAN APPEALS

Jim Parisien v. Acting Aberdeen Area Director, Bureau of Indian Affairs

28 IBIA 65 (06/13/1995)

Denying reconsideration of:  
28 IBIA 35



# United States Department of the Interior

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

JIM PARI SIEN,	:	Order Denying Reconsideration
Appellant	:	
	:	
v.	:	
	:	Docket No. IBIA 95-107-A
ACTING ABERDEEN AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	June 13, 1995

Appellant Jim Parisien seeks reconsideration of a May 22, 1995, order docketing and dismissing his appeal. 28 IBIA 35. The appeal, which was dismissed as being untimely filed, concerned appellant's claim to ownership of Turtle Mountain Allotment No. 471-A, N½ NW¼ NW¼ NE¼, sec. 29, T. 162 N., R. 70 W., 5th P.M., North Dakota, or a portion thereof.

Appellant's petition for reconsideration addresses only the merits of his appeal. The appeal was not addressed on the merits, but was instead dismissed for being untimely. Appellant has failed to show any error in the Board's dismissal of his appeal.

As the Board stated in footnote 1 of its order, the dismissal "does not preclude appellant from submitting to the appropriate [Bureau of Indian Affairs] official the additional materials he submitted to the Board concerning his alleged purchase of the land at issue." Although appellant states that he provided evidence of his purchase to the Aberdeen Area Office, it is apparent from the Area Director's decision that any materials appellant submitted were unclear, as was the amount of interest in the allotment which he claimed to own. If appellant wishes to continue to pursue this matter, he should submit all of the evidence in his possession to the appropriate BIA official and provide a clear statement of the interest he believes that he purchased.

Pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1 and 4.315, this petition for reconsideration is denied.

\_\_\_\_\_  
//original signed  
Kathryn A. Lynn  
Chief Administrative Judge

\_\_\_\_\_  
//original signed  
Anita Vogt  
Administrative Judge