



INTERIOR BOARD OF INDIAN APPEALS

William C. Tuttle v. Western Regional Director, Bureau of Indian Affairs

36 IBIA 254 (08/08/2001)

Reconsideration denied:

36 IBIA 291

Related Board cases:

41 IBIA 74

46 IBIA 216



United States Department of the Interior

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

WILLIAM C. TUTTLE,
Appellant

v.

WESTERN REGIONAL DIRECTOR,
BUREAU OF INDIAN AFFAIRS,
Appellee

: Order Dismissing Appeal Without
: Prejudice
:
:
: Docket No. IBIA 01-135-A
:
:
: August 8, 2001

Appellant William C. Tuttle sought review of the alleged failure of the Western Regional Director, Bureau of Indian Affairs (Regional Director; BIA), to respond to an appeal which he filed under 25 C.F.R. § 2.8. That regulation provides procedures for forcing action by a BIA official. The Board of Indian Appeals (Board) requested information from the Regional Director concerning the status of his review of the matter. In his response, which the Board received on August 6, 2001, the Regional Director states that he is attempting to provide a mechanism through which Appellant and the Colorado River Indian Tribes might be able to resolve this long-standing dispute.

Under these circumstances, the Board believes that the best course of action is to dismiss this appeal without prejudice and allow the Regional Director the opportunity to work with the parties in an attempt to resolve this dispute.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, this appeal is dismissed in favor of further action by the Western Regional Director. If the Regional Director ultimately issues a decision in this matter, that decision may be appealed to the Board.

//original signed
Kathryn A. Lynn
Chief Administrative Judge

//original signed
Anita Vogt
Administrative Judge