



INTERIOR BOARD OF INDIAN APPEALS

Ahtanum Orchards, Inc. v. Northwest Regional Director, Bureau of Indian Affairs

39 IBIA 98 (07/22/2003)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
801 NORTH QUINCY STREET
SUITE 300
ARLINGTON, VA 22203

AHTANUM ORCHARDS, INC.,	:	Order Docketing and Dismissing
Appellant	:	Appeal
	:	
v.	:	
	:	Docket No. IBIA 02-64-A
NORTHWEST REGIONAL DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	July 22, 2003

Appellant Ahtanum Orchards, Inc., sought review of a December 19, 2001, decision issued by the Northwest Regional Director, Bureau of Indian Affairs (Regional Director), adjusting the rental rate for Farming Lease No. 1-1-9273-9621, covering Yakama Allotment No. 3358. This case has been stayed since April 4, 2002, while the parties discussed settlement. Status reports on the settlement discussions were due on or before April 25, 2003. In a report which the Board received on April 28, 2003, Appellant indicated its belief that the matter had been settled. The Board did not, however, receive a status report from the Regional Director, confirming that settlement had been reached. It therefore requested a report from the Regional Director. On July 18, 2003, the Board received a report from the Regional Director in which he agreed that the matter has been settled.

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 docketed, but is dismissed with prejudice based on the settlement reached among the parties.

//original signed
Kathryn A. Lynn
Chief Administrative Judge

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Kathleen R. Supernaw
Acting Administrative Judge