



INTERIOR BOARD OF INDIAN APPEALS

Michael Dunlap, Henry Stevens, Tom Paddock, Dorothy Zura, and Helen Loescher
v. Alaska Regional Director, Bureau of Indian Affairs

39 IBIA 113 (09/09/2003)

Related Board case:
39 IBIA 140



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
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MICHAEL DUNLAP, HENRY STEVENS,	:	Order Docketing and Dismissing
TOM PADDOCK, DOROTHY ZURA,	:	Appeal
and HELEN LOESCHER,	:	
Appellants	:	
	:	
v.	:	Docket No. IBIA 03-123-A
	:	
ALASKA REGIONAL DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	September 9, 2003

Appellants Michael Dunlap, Henry Stevens, Tom Paddock, Dorothy Zura, and Helen Loescher sought review of a June 10, 2003, letter written by the Alaska Regional Director, Bureau of Indian Affairs (Regional Director; BIA), recognizing the results of a June 2, 2003, tribal election held for the Douglas Indian Association (Tribe). For the reasons discussed below, the Board of Indian Appeals (Board) docketed this appeal but dismisses it for failure to prosecute and for failure to show standing.

By order dated July 17, 2003, the Board required Appellants to show that they had standing to appeal the Regional Director's decision. It noted that Appellants identified themselves as "duly enrolled members" of the Tribe and as the "previously recognized Tribal Council." Notice of Appeal at 1. The Board advised Appellants, however, that it has held that, in order to have standing to challenge the recognition of tribal elected officials, the appellant must be more than just a tribal member. In decisions such as Yeahquo v. Southern Plains Regional Director, 36 IBIA 11 (2001); Swab v. Sacramento Area Director, 25 IBIA 205 (1994); and Stops v. Billings Area Director, 23 IBIA 282 (1993), the Board has found that a person has standing to challenge such a decision if, for instance, that person was a candidate in the election. The Board gave Appellants until August 15, 2003, in which to show that they had standing under its prior decisions.

The Board has not received a response from Appellants.

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 from the Regional Director's June 10, 2003, decision is docketed but dismissed both for failure to prosecute and for failure to show standing.

//original signed

Kathryn A. Lynn
Chief Administrative Judge

//original signed

Kathleen R. Supernaw
Acting Administrative Judge