



INTERIOR BOARD OF INDIAN APPEALS

Donald N. Heikkila v. Northwest Regional Director, Bureau of Indian Affairs

47 IBIA 157 (07/23/2008)



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

DONALD N. HEIKKILA,)	Order Docketing and Dismissing Appeal
Appellant,)	
)	
v.)	
)	Docket No. IBIA 08-98-A
NORTHWEST REGIONAL)	
DIRECTOR, BUREAU OF)	
INDIAN AFFAIRS,)	
Appellee.)	July 23, 2008

Appellant Donald N. Heikkila appealed to the Board of Indian Appeals (Board) from a March 31, 2008, “Record of Decision” (ROD) signed by the Northwest Regional Director (Regional Director), Bureau of Indian Affairs (BIA), in which “Alternative B” of a Final Programmatic Environmental Impact Statement is selected for implementation through a Tribal Integrated Resource Management Plan for the Coeur d’Alene Tribe (Tribe).¹ The Board docketed this appeal, but dismisses it for failure to prosecute.

Upon receipt of Appellant’s appeal, the Board ordered Appellant on June 3, 2008, to serve a copy of his notice of appeal on the Regional Director, the Assistant Secretary - Indian Affairs, the Tribe, and all interested parties, *and* to inform the Board that he had done so. In addition, the Board ordered Appellant to show cause why his appeal should not be dismissed as untimely. Appellant’s response to the Board’s order was due on or before June 20, 2008.

The Board has received no response from Appellant.

¹ Pursuant to 43 C.F.R. § 4.24(b), the Board takes official notice of the ROD found in the record for *Besaw, et al. v. Northwest Regional Director*, Docket Nos. IBIA 08-88-A, 08-89-A, 08-90-A, and 08-91-A.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board docketed this appeal, but dismisses it for failure to prosecute.²

I concur:

// original signed
Debora G. Luther
Administrative Judge

// original signed
Steven K. Linscheid
Chief Administrative Judge

² Our dismissal of Appellant's appeal does not affect the pending, consolidated appeals in *Besaw, et al.* Our dismissal also does not affect Appellant's right to participate in the consolidated appeals as an interested party (but not as an appellant).