



INTERIOR BOARD OF INDIAN APPEALS

Dream Catcher Consulting Corporation v. Southwest Regional Director,  
Bureau of Indian Affairs

53 IBIA 119 (03/25/2011)



## United States Department of the Interior

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

DREAM CATCHER CONSULTING	)	Order Dismissing Appeal
CORPORATION,	)	
Appellant,	)	
	)	
v.	)	
	)	Docket No. IBIA 05-26-A
SOUTHWEST REGIONAL	)	
DIRECTOR, BUREAU OF	)	
INDIAN AFFAIRS,	)	
Appellee.	)	March 25, 2011

Dream Catcher Consulting Corporation (Appellant) appealed to the Board of Indian Appeals (Board) from a September 17, 2004, decision of the Southwest Regional Director (Regional Director), Bureau of Indian Affairs (BIA). The Regional Director concluded that a retail gasoline management agreement dated July 15, 1995, signed by Appellant, Santo Domingo Pueblo, and Pueblo Gas, Chartered, was subject to approval by the Secretary of the Interior under 25 U.S.C. § 81. The Regional Director declined to retroactively approve the agreement.

Since February 2005, these proceedings have been stayed at the request or with the consent of the parties in light of related judicial and administrative proceedings involving § 81. During that time, decisions were issued in the related cases. *See GasPlus, LLC v. U.S. Department of the Interior*, 510 F. Supp. 2d 18 (D.D.C. 2007); *Quantum Entertainment Ltd. v. Acting Southwest Regional Director*, 44 IBIA 178 (2007), *remanded in part*, *Quantum Entertainment, Ltd. v. U.S. Department of the Interior*, 597 F. Supp. 2d 146 (D.D.C. 2009), *decided on remand*, *Quantum Entertainment Ltd.*, 52 IBIA 289 (2010).

On February 10, 2011, the Board requested a status report from Appellant on whether Appellant wished to continue the appeal and, if so, whether the stay should be lifted. On March 21, 2011, the Board received a status report from Appellant stating that it does not wish to continue to pursue its appeal.

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 dismisses this appeal.

I concur:

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// original signed  
Steven K. Linscheid  
Chief Administrative Judge

\_\_\_\_\_  
// original signed  
Debora G. Luther  
Administrative Judge