



INTERIOR BOARD OF INDIAN APPEALS

Estates of Sam A. Simeon and Stephen (Steven) Aloysius Simeon

15 IBIA 171 (04/02/1987)

Denying reconsideration of:

15 IBIA 135



United States Department of the Interior

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

ESTATE OF SAM A. SIMEON and : Order Denying Reconsideration and
ESTATE OF STEPHEN (STEVEN : Request for Oral Argument
ALOYSIUS) SIMEON :
: Docket No. IBIA 86-43
:
: April 2, 1987

The Board of Indian Appeals (Board) issued a decision in the above cases on March 20, 1987. See 15 IBIA 135 (1987). On March 30, 1987, the Board received a mailgram from appellant Agnes Lovell asking for oral argument in the cases.

Once the Board has issued a decision, it no longer has jurisdiction over a case except to the extent it can consider a petition for reconsideration. Petitions for reconsideration are governed by 43 CFR 4.315, which provides that such petitions will be granted only in extraordinary circumstances. The Board has treated appellant's request for oral argument as a petition for reconsideration and oral argument.

Full evidentiary hearings in these estates were held before Administrative Law Judge William E. Hammett. The Board considered all of the issues raised in the cases before issuing its initial decision. Oral argument, which would have to be held in Arlington, Virginia, would not further assist in decisionmaking.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this petition for reconsideration and oral argument is denied.

//original signed
Kathryn A. Lynn
Administrative Judge

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Anita Vogt
Acting Chief Administrative Judge