



INTERIOR BOARD OF INDIAN APPEALS

Sheila Stark; Linda Stark; Edward Stark; Fredrick Stark; and Kenneth Stark  
v. Acting Portland Area Director, Bureau of Indian Affairs

19 IBIA 293 (04/09/1991)

Related Board case:

20 IBIA 121

Reconsideration denied, 20 IBIA 188



# United States Department of the Interior

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

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|---|---|--|
| SHEILA STARK, LINDA STARK,<br>EDWARD STARK, FREDRICK<br>STARK, and KENNETH STARK,<br>Appellants | : | Order Severing Appeals, Dismissing<br>No. IBIA 91-14-A, and Remanding<br>No. IBIA 91-22 -A |
|   | : |  |
| v.  | : | Docket Nos. IBIA 91-14-A, 91-19-A<br>through 91-22-A                                       |
|   | : |  |
| ACTING PORTLAND AREA DIRECTOR,<br>BUREAU OF INDIAN AFFAIRS,<br>Appellee                         | : | April 9, 1991  |

These are consolidated appeals from five decisions of the Acting Portland Area Director, Bureau of Indian Affairs, denying applications for retroactive general assistance benefits. The appeals were docketed on November 29, 1990.

On April 8, 1991, the Board received a joint motion for dismissal of No. IBIA 91-14-A from Sheila Stark and the Area Director. The parties state that they have agreed to settle the appeal by means of a payment to Ms. Stark.

The Area Director's brief in these appeals was received by the Board on April 4, 1991. He urges affirmance of his decisions in the appeals of Linda Stark, Edward Stark, and Fredrick Stark. However, he requests that the appeal of Kenneth Stark, No. IBIA 91-22-A, be remanded to him for reconsideration.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, the appeals of Sheila Stark and Kenneth Stark, Nos. IBIA 91-14-A and 91-22-A, are severed from the remaining three appeals; the appeal of Sheila Stark, No. IBIA 91-14-A, is dismissed with prejudice; and the appeal of Kenneth Stark, No. IBIA 91-22-A, is remanded to the Area Director for reconsideration. The appeals of Linda Stark, Edward Stark, and Fredrick Stark, Nos. IBIA 91-19-A, 9120-A, and 91-21-A, remain before the Board.

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Anita Vogt  
Administrative Judge

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//original signed  
Kathryn A. Lynn  
Chief Administrative Judge