



INTERIOR BOARD OF INDIAN APPEALS

Havasupai Tribe v. Acting Director, Facilities Management and Construction Center,  
Bureau of Indian Affairs

22 IBIA 163 (06/30/1992)



# United States Department of the Interior

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

HAVASUPAI TRIBE,	:	Order Docketing and Dismissing
Appellant	:	Appeal
	:	
v.	:	
	:	
ACTING DIRECTOR, FACILITIES	:	Docket No. IBIA 92-155-A
MANAGEMENT AND	:	
CONSTRUCTION CENTER,	:	
Appellee	:	June 30, 1992

Appellant Havasupai Tribe seeks review of a March 31, 1992, decision of the Acting Director, Facilities Management and Construction Center (Director), declining to issue a change order for the removal of old secondary and primary electrical cables in the Village of Supai, and to pay for that removal. The Director's decision was part of a memorandum discussing the Supai Village Utility System Upgrade, Project No. 92H20.

By order dated May 4, 1992, the Board informed appellant that it had jurisdiction over decisions rendered by officials of the Bureau of Indian Affairs under 25 CFR Chapter 1. 43 CFR 4.1. The Board cited Tuba City (Grey Hills) High School Board, Inc. v. Assistant Navajo Area Director - Administration, 19 IBIA 116, 117 (1990), in which it held that it lacked jurisdiction to review decisions issued by the Facilities Management and Construction Center, which is part of the Office of Construction Management in the Office of the Assistant Secretary for Policy, Management and Budget. Accordingly, the Board gave appellant an opportunity to show cause why this appeal should not be dismissed for lack of jurisdiction.

The Board received a response from appellant on June 22, 1992. The response does not show that the Board has jurisdiction over this matter.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, this appeal from the March 31, 1992, decision of the Acting Director, Facilities Management and Construction Center, is docketed and dismissed.

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//original signed  
Kathryn A. Lynn  
Chief Administrative Judge

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//original signed  
Anita Vogt  
Administrative Judge