



## INTERIOR BOARD OF INDIAN APPEALS

Pat Hayes v. Anadarko Area Director, Bureau of Indian Affairs

22 IBIA 175 (07/10/1992)

Denying reconsideration of:

22 IBIA 65

Related cases:

25 IBIA 50

Reconsideration denied, 25 IBIA 131

26 IBIA 34



# United States Department of the Interior

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

PAT HAYES, Appellant  v.  ACTING ANADARKO AREA DIRECTOR, BUREAU OF INDIAN AFFAIRS, Appellee	: Order Denying Petition for : Reconsideration : : Docket Nos. IBIA 92-8-A : IBIA 92-35-A : IBIA 92-100-A : IBIA 92-111-A : : July 10, 1992
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The Board issued a decision in these appeals on June 3, 1992. 22 IBIA 65. On July 8, 1992, the Board received appellant's petition for reconsideration. Appellant expresses disagreement with the Board's decision and repeats many of the arguments he made in his earlier briefs.

Under 43 CFR 4.315(a), "[r]econsideration of a decision of the Board will be granted only in extraordinary circumstances." The Board has held that extraordinary circumstances are not present when the issues raised in the petition were considered when the initial decision was issued. See, e.g., Dahl v. Assistant Portland Area Director, 21 IBIA 2 (1991); Burchard v. Billings Area Director, 19 IBIA 276 (1991).

Further, the Board has held that it will not consider arguments raised for the first time in a petition for reconsideration. See, e.g., Dahl; Stark v. Acting Portland Area Director, 20 IBIA 188 (1991). Accordingly, to the extent appellant may be attempting to raise new arguments, those arguments will not be considered.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, appellant's petition for reconsideration is denied.

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Anita Vogt  
Administrative Judge

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Kathryn A. Lynn  
Chief Administrative Judge