



INTERIOR BOARD OF INDIAN APPEALS

Mary V. Pounds v. Court of Indian Offenses, Miami, Oklahoma

31 IBIA 308 (12/29/1997)

Reconsideration denied:

32 IBIA 60

32 IBIA 89

Judicial review of this case:

Dismissed as to Federal defendants, *Pounds v. Clinton*, No. CV98-5188-LGB (Mcx)
(C.D. Calif. Apr. 30, 1999) *dism'd*, Nos. 99-55481 (9th Cir. June 16, 1999),
99-55970 (9th Cir. Sept. 21, 1999)

Dismissed with prejudice, *Pounds v. Clinton*, No. CV98-5188-LGB (Mcx)
(C.D. Calif. Jan. 26, 2000)

Dismissed, *Pounds v. United States Dep't of the Interior*, No. CIV 99-328-B
(E.D. Okla. Sept. 26, 2000), *aff'd*, 9 Fed. Appx. 820, 2001 WL 520848
(10th Cir. May 16, 2011)

Related Board cases:

29 IBIA 300

34 IBIA 47



United States Department of the Interior

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

MARY V. POUNDS,
Appellant

v.

COURT OF INDIAN OFFENSES, MIAMI,
OKLAHOMA,
Appellee

: Order Docketing and Dismissing
: Appeal
:
:
: Docket No. IBIA 98-39-A
:
:
: December 29, 1997

On December 23, 1997, the Board of Indian Appeals received a notice of appeal and several other filings from Mary V. Pounds, who seeks to challenge certain orders entered by the Court of Indian Offenses (CFR Court), Miami, Oklahoma, relating to the custody of her grandchildren. She also seeks sanctions against judges of the CFR Court and damages from personnel of the CFR Court and/or the Eastern Shawnee Tribe (Tribe).

Mary V. Pounds is evidently the same person as Mary V. McRae who, in August 1996, petitioned the Board for a writ of habeas corpus in an attempt to regain custody of her grandchildren from the Tribe and the CFR Court. The Board dismissed her petition for lack of jurisdiction. 29 IBIA 300.

As was stated in the order dismissing Pounds' earlier filing, the Board is not a court of general jurisdiction. It has only that authority delegated to it by the Secretary of the Interior. See 43 C.F.R. § 4.1(b)(2). The Board has not been delegated authority to review child custody decisions made by CFR Courts. Nor has it been delegated authority to sanction CFR Court judges or to award damages against any party.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, this appeal is docketed but is dismissed for lack of jurisdiction.

//original signed
Anita Vogt
Administrative Judge

//original signed
Kathryn A. Lynn
Chief Administrative Judge