



INTERIOR BOARD OF INDIAN APPEALS

Dan Van Mechelen, et al. v. Acting Portland Area Director,
Bureau of Indian Affairs

34 IBIA 234 (02/07/2000)

Denying reconsideration of:
34 IBIA 202



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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| DAN VAN MECHELEN and DON | : | Order Denying Reconsideration |
| VAN MECHELEN, | : | |
| Appellants | : | |
| | : | |
| v. | : | Docket No. IBIA 99-106-A |
| | : | |
| ACTING PORTLAND AREA DIRECTOR, | : | |
| BUREAU OF INDIAN AFFAIRS, | : | |
| Appellee | : | February 7, 2000 |

On January 3, 2000, the Board dismissed this appeal for lack of standing. 34 IBIA 202 (2000). Appellants have filed a petition for reconsideration, alleging that Bureau of Indian Affairs employees, counsel for the Area Director, and this Board have all violated the Privacy Act, 5 U.S.C. § 552a, by filing and/or considering, in connection with this appeal, certain information concerning land ownership and logging schedules on the Quinault Reservation.

The Board lacks jurisdiction over Appellants' Privacy Act complaint. Appellants may wish to contact the Department's Privacy Act Officer, MS-5312 MIB, U.S. Department of the Interior, 1849 C Street, N.W., Washington, D.C. 20240, for guidance on Privacy Act matters.

Appellants have not alleged, let alone established, that the Board's decision is wrong on the merits. Accordingly, Appellants have failed to show that reconsideration is warranted in this case.

In a separate filing, Appellant Dan Van Mechelen requests that both Board judges withdraw from this appeal. Because Board proceedings in this matter are now at an end, this request is moot.

Pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, Appellants' petition for reconsideration is denied.

//original signed
Anita Vogt
Administrative Judge

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Kathryn A. Lynn
Chief Administrative Judge