



DEPARTMENT OF THE INTERIOR HEARINGS DIVISION

The Paiute Indian Tribe of Utah v. Phoenix Area Director, Indian Health Service

Docket No. IBIA 01-41-A (10/29/2001)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
HEARINGS DIVISION
ELKS BUILDING
139 EAST SOUTH TEMPLE, SUITE 600
SALT LAKE CITY, UT 84111

October 29, 2001

ORDER

| | | |
|--------------------------------------------------|---|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| THE PAIUTE INDIAN TRIBE OF UTAH, | : | IBIA-01-41-A |
| | : | |
| Appellant | : | Appeal from a July 12, 2000, partial declination issued by the Director, Phoenix Area, Indian Health Service, concerning Appellant's Mental Health Proposal dated April 14, 2000 |
| v. | : | |
| PHOENIX AREA DIRECTOR, INDIAN HEALTH SERVICE, | : | |
| | : | |
| Appellee | : | |

SETTLEMENT AGREEMENT APPROVED **PROCEEDINGS DISMISSED WITH PREJUDICE**

Pursuant to my Order of September 10, 2001, the parties hereto have timely filed my required Status Report on October 26, 2001. Appended to said Status Report is the parties' Joint Stipulation Of Settlement And Withdrawal Of Appeal, which attaches the parties' Settlement Agreement. The Settlement Agreement resolves all issues on appeal in this docket and is here by **ACCEPTED AND APPROVED**. In paragraph 4 of the Joint Stipulation, the Appellant withdraws with prejudice its appeal, and the parties jointly request that this case be dismissed with prejudice. Consequently, pursuant to the joint request of the parties, this docket is hereby **DISMISSED WITH PREJUDICE**.

//original signed
James H. Heffernan
Administrative Law Judge