



DEPARTMENT OF THE INTERIOR HEARINGS DIVISION

Wells Band Council, Te-Moak Tribe of Western Shoshone Indians of Nevada v.
Phoenix Area Director, Indian Health Service

Docket No. IBIA 05-17-A (07/26/2005)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
139 East South Temple, Suite 600
Salt Lake City, Utah 84111

July 26, 2005

ORDER

WELLS BAND COUNCIL, TE-MOAK	:	IBIA 05-17-A
TRIBE OF WESTERN SHOSHONE	:	
INDIANS OF NEVADA	:	Appeal of September 30, 2004, decision
	:	issued by the Director, Phoenix Area Indian
Appellant	:	Health Service
	:	
v.	:	Indian Self Determination Act (ISDA)
	:	25 U.S.C. §§ 450-450n
PHOENIX AREA DIRECTOR, INDIAN	:	
HEALTH SERVICE,	:	
	:	
Appellee	:	

JOINT MOTION TO DISMISS WITH PREJUDICE GRANTED

On March 25, 2005, the parties to this appeal executed a Settlement Agreement, which was contingent upon the Appellant receiving the contract support cost ("CSC") funding identified in said agreement. Upon the payment of said funding by the Appellee, the parties agreed to file a Joint Motion To Dismiss with the undersigned.

On July 20, 2005, the parties filed their Joint Motion To Dismiss. The referenced CSC funding having been paid, said Motion requests that this appeal be dismissed with prejudice. For good cause shown therein, the parties' Joint Motion is hereby **GRANTED, AND DOCKET NO. IBIA-05-17-A IS DISMISSED WITH PREJUDICE.**

//original signed

James H. Heffernan
Administrative Law Judge