



INTERIOR BOARD OF INDIAN APPEALS

Michael S. Stone, Richard B. Stone, and Philomena Dolly Stone v. Blackfeet Agency
Superintendent, Bureau of Indian Affairs

44 IBIA 111 (01/26/2007)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
801 NORTH QUINCY STREET
SUITE 300
ARLINGTON, VA 22203

MICHAEL S. STONE,	:	Order Docketing and Dismissing
RICHARD B. STONE, AND	:	Appeal
PHILOMENA DOLLY STONE,	:	
Appellants,	:	
	:	
v.	:	Docket No. IBIA 07-64-A
	:	
BLACKFEET AGENCY	:	
SUPERINTENDENT, BUREAU	:	
OF INDIAN AFFAIRS,	:	
Appellee.	:	January 26, 2007

On January 22, 2007, the Board of Indian Appeals (Board) received a letter from Michael S. Stone, Richard B. Stone, and Philomena Dolly Stone (Appellants), which the Board construes as a notice of appeal from an enclosed January 10, 2007 decision by the Blackfeet Agency Superintendent, Bureau of Indian Affairs (Superintendent; BIA). ^{1/} The Superintendent's decision gave notice of cancellation of Appellants' permit(s) for Range Unit 201 for noncompliance with Blackfeet Tribe Grazing Resolution 27-99(B) and 25 C.F.R. Part 166. We docket this appeal but dismiss it as premature because the Superintendent's decision is not appealable to the Board. Consistent with BIA's appeal regulations, we transmit the appeal to the Superintendent for filing as an appeal to the Regional Director, who must issue a decision before the matter becomes ripe for Board review.

^{1/} Appellants' letter is addressed to the Board, requests help, and encloses several pieces of correspondence, including the Superintendent's January 10, 2007 letter. Appellants' letter pre-dates the Superintendent's decision, but it was mailed to the Board on January 19, 2007, and by enclosing the Superintendent's decision Appellants clearly are seeking the Board's involvement with respect to that decision.

It may be that Appellants have also separately appealed the Superintendent's decision to the Rocky Mountain Regional Director (Regional Director) by filing an appeal with the Superintendent, but because Appellants' letter seeks to invoke the Board's involvement in this matter, the Board will treat it as a notice of appeal, without prejudice to any separate appeal that Appellants may have filed with the Superintendent.

