



## INTERIOR BOARD OF INDIAN APPEALS

United Amerindian Center, Inc. v. Chief Contracting Officer, Bemidji Area Office,  
Indian Health Service

45 IBIA 119 (07/17/2007)



# United States Department of the Interior

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

UNITED AMERINDIAN CENTER,	)	Order Dismissing Appeal
INC.,	)	
Appellant,	)	
	)	
v.	)	
	)	Docket No. IBIA 07-110-A
CHIEF CONTRACTING OFFICER,	)	
BEMIDJI AREA OFFICE, INDIAN	)	
HEALTH SERVICE,	)	
Appellee.	)	July 17, 2007

On June 14, 2007, the Board of Indian Appeals (Board) received a notice of appeal from United Amerindian Center, Inc. (Appellant), through its Executive Director, Stephen Crowe, Jr. Appellant appealed from a May 1, 2007, decision by the Chief Contracting Officer, Bemidji Area Office, Indian Health Service (IHS), not to renew Appellant's contract with IHS to provide health services pursuant to Contract No. 239-02-0005 (Contract).

The Board noted a threshold issue concerning its jurisdiction to decide this appeal. In an order for briefing on jurisdiction, the Board observed that the authority for the Contract appeared to be Section 503 of Title V, Pub. L. No. 94-437,<sup>1</sup> and 41 U.S.C. § 253(c)(5), and, if so, the dispute would not fall within the scope of the Board's jurisdiction. In response, the Board received a letter from Appellant on July 16, 2007, stating that it had researched the issue and had concluded that the Board does not have jurisdiction over the appeal. Appellant requests that the Board dismiss the appeal. The Board accepts Appellant's request for dismissal and grants the dismissal.

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<sup>1</sup> Section 503 is codified at 25 U.S.C. § 1653.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board dismisses this appeal.

I concur:

          // original signed            
Debra G. Luther  
Administrative Judge

          // original signed            
Steven K. Linscheid  
Chief Administrative Judge