



INTERIOR BOARD OF INDIAN APPEALS

Estate of Clement William Harvey

51 IBIA 14 (12/11/2009)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
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ESTATE OF CLEMENT WILLIAM)
HARVEY)
)
) Docket No. IBIA 09-109
)
)
) December 11, 2009

The Gila River Indian Community (Community) appealed to the Board of Indian Appeals (Board) from an Order Dismissing Conditional Offer and Denying Rehearing entered on June 17, 2009, by Indian Probate Judge Melanie Daniel (IPJ) in the estate of Clement William Harvey (Decedent), deceased Pima Maricopa (Gila River) Indian, Probate No. P000061403IP. The IPJ determined to be untimely the Community's conditional offer to purchase certain trust interests in Decedent's estate. *See* 25 U.S.C. § 2206(o).

On December 4, 2009, the Board received from the Community a motion to dismiss its appeal with prejudice.

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
Debora G. Luther
Administrative Judge

// original signed
Steven K. Linscheid
Chief Administrative Judge