



INTERIOR BOARD OF INDIAN APPEALS

Estate of Donna Kay Phillips

51 IBIA 15 (12/11/2009)



United States Department of the Interior

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

ESTATE OF DONNA KAY PHILLIPS) Order Dismissing Appeal
)
) Docket No. IBIA 09-110
)
) December 11, 2009

The Gila River Indian Community (Community) appealed to the Board of Indian Appeals (Board) from a Dismissal of Conditional Offer and Order Denying Rehearing entered on June 17, 2009, by Indian Probate Judge Melanie Daniel (IPJ) in the estate of Donna Kay Phillips (Decedent), deceased Pima Maricopa (Salt River) Indian, Probate No. P000064845IP. 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