



INTERIOR BOARD OF INDIAN APPEALS

Luella Marlman v. Acting Eastern Oklahoma Regional Director, Bureau of Indian Affairs

57 IBIA 269 (08/14/2013)



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

LUELLA MARLMAN,)	Order Docketing and Dismissing
Appellant,)	Appeal
)	
v.)	
)	Docket No. IBIA 13-110
ACTING EASTERN OKLAHOMA)	
REGIONAL DIRECTOR, BUREAU OF)	
INDIAN AFFAIRS,)	
Appellee.)	August 14, 2013

Luella Marlman (Appellant) appealed to the Board of Indian Appeals (Board) from a May 2, 2013, decision of the Acting Eastern Oklahoma Regional Director (Regional Director), Bureau of Indian Affairs (BIA), affirming a decision of BIA's Acting Osage Agency Superintendent (Superintendent), to terminate Oil Mining Lease Contract No. G06-65 for non-production.¹

On receipt of the appeal, the Board ordered Appellant to complete service of her appeal on the interested parties, as required by 43 C.F.R. §§ 4.310(b) and 4.332(a), and to notify the Board that she had done so. The Board set a deadline of July 12, 2013, for Appellant to comply with the Board's order and advised Appellant that if she failed to comply or to respond to the Board's order, her appeal might be dismissed without further notice.

The U.S. Postal Service's Track-and-Confirm service on its website indicates that Appellant received the Board's order on June 15, 2013.

The Board has received no response from Appellant.

¹ Appellant owns an undivided one-half interest in Oil Mining Lease Contract No. G06-65. According to the Regional Director's decision, the lease covers the SW¹/₄ of Section 20, Township 21 North, Range 9 East, Osage County, Oklahoma.

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 docketed but dismisses this appeal for failure to prosecute.

I concur:

// original signed
Steven K. Linscheid
Chief Administrative Judge

//original signed
Thomas A. Blaser
Administrative Judge