



INTERIOR BOARD OF INDIAN APPEALS

Pinoleville Pomo Nation v. Pacific Regional Director, Bureau of Indian Affairs

59 IBIA 212 (10/28/2014)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
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PINOLEVILLE POMO NATION,)	Order Vacating Decision and
Appellant,)	Remanding
)	
v.)	
)	Docket No. IBIA 14-105
PACIFIC REGIONAL DIRECTOR,)	
BUREAU OF INDIAN AFFAIRS,)	
Appellee.)	October 28, 2014

The Pinoleville Pomo Nation (Appellant) appealed to the Board of Indian Appeals (Board) from an April 25, 2014, decision (Decision) of the Pacific Regional Director (Regional Director), Bureau of Indian Affairs (BIA), approving a request by Larry Myers, as sole owner of Parcel 18 of the Pinoleville Rancheria (Allotment No. 1096), containing approximately 3.5 acres, for issuance of fee simple title to the property.

In response to the Board's notice of docketing and order setting briefing schedule, Appellant notified the Board that in lieu of filing an opening brief, Appellant would rely upon the allegations of error contained in its notice of appeal. During the time period for filing answer briefs, on September 24, 2014, the Board received a request from the Regional Director to have the Decision vacated and the matter remanded for further consideration. We grant the request, to which no party objected. On remand, the Regional Director shall address, as necessary and appropriate to support a new decision, the arguments that were raised by Appellant in its notice of appeal.

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 vacates the Regional Director's April 25, 2014, decision and remands the matter for further consideration.

I concur:

// original signed
Thomas A. Blaser
Administrative Judge

//original signed
Steven K. Linscheid
Chief Administrative Judge