



INTERIOR BOARD OF INDIAN APPEALS

Una Yellow Bull-Nelson v. Great Plains Regional Director, Bureau of Indian Affairs

62 IBIA 2 (11/17/2015)



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

UNA YELLOW BULL-NELSON,)	Order Docketing and Dismissing
Appellant,)	Appeal
)	
v.)	
)	Docket No. IBIA 15-116
GREAT PLAINS REGIONAL)	
DIRECTOR, BUREAU OF INDIAN)	
AFFAIRS,)	
Appellee.)	November 17, 2015

Una Yellow Bull-Nelson (Appellant) appealed to the Board of Indian Appeals (Board) from a July 14, 2015, decision (Decision) of the Great Plains Regional Director (Regional Director), Bureau of Indian Affairs (BIA), cancelling the grazing permit held by Appellant for Range Unit 317 on the Pine Ridge Indian Reservation.

Because it appeared that Appellant's appeal may have been untimely, the Board ordered Appellant to show cause (i.e., explain) why her appeal should not be dismissed, and to provide evidence to the Board establishing the date on which she received the Regional Director's decision.¹ The Board set a deadline of October 9, 2015, to comply with the Board's order, and advised Appellant that if she failed to comply with or 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 September 22, 2015.

The Board has received no response from Appellant.

¹ Appellant filed her appeal with the Board on September 4, 2015. A timely appeal must be filed "within 30 days after receipt by the appellant of the decision from which the appeal is taken." 43 C.F.R. § 4.332(a).

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
Thomas A. Blaser
Administrative Judge

//original signed
Steven K. Linscheid
Chief Administrative Judge