



INTERIOR BOARD OF INDIAN APPEALS

Estate of Samuel Bruguier

62 IBIA 246 (03/04/2016)



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

ESTATE OF SAMUEL BRUGUIER)	Order Docketing and Dismissing
)	Appeal
)	
)	Docket No. IBIA 16-027
)	
)	March 4, 2016

Pauline Azure-Feuvray (Appellant) appealed to the Board of Indian Appeals (Board) from an Order Denying Reopening entered on December 30, 2015, by Administrative Law Judge (ALJ) R. S. Chester in the estate of Appellant’s putative great-grandfather, Samuel Bruguier (Decedent).¹ The original Order Determining Heirs for Decedent’s estate was issued by Oscar L. Chapman, Assistant Secretary for the Department of the Interior, on May 17, 1940. The ALJ’s Order Denying Reopening denied a petition for reopening filed by the Standing Rock Agency Superintendent, Bureau of Indian Affairs, which was based on a request for reopening submitted by Lillian Bruguier Christian, who had asserted that Decedent was survived by a son, Leo Charles Bruguier. In her notice of appeal, Appellant contended that Leo was Decedent’s son.

On receipt of the appeal, the Board ordered Appellant to complete service of her notice of appeal on the ALJ and interested parties, as required by 43 C.F.R. §§ 4.310(b) and 4.323, and to notify the Board that she had done so. The Board set a deadline of February 17, 2016, for Appellant to comply with the Board’s order, and advised Appellant that if she failed to comply with or respond to the Board’s order, this 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 January 20, 2016.

The Board has received no response from Appellant.

¹ Decedent was also known as Sam Bruguier and Sam Brugier, and was a Standing Rock Sioux Indian. The case number assigned to his probate in the Department of the Interior’s probate tracking system, ProTrac, is No. P000118146IP; prior to the development of the ProTrac system, Decedent’s probate was assigned No. 14152-40

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