



INTERIOR BOARD OF INDIAN APPEALS

Estate of Parker Henry Williamson

63 IBIA 177 (06/27/2016)



# 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 PARKER HENRY )  
WILLIAMSON ) Order Docketing and Dismissing  
 ) Appeal  
 )  
 ) Docket No. IBIA 16-055  
 )  
 ) June 27, 2016

Neil Williamson (Appellant) appealed to the Board of Indian Appeals (Board), from a Modification Order to Include Omitted Property (Modification Order) entered on April 8, 2016, by Administrative Law Judge (ALJ) R. S. Chester in the estate of Appellant's father, Parker Henry Williamson (Decedent).<sup>1</sup> The Modification Order accepted the Bureau of Indian Affairs' addition to Decedent's estate inventory of trust real property interests located on the Blackfeet Reservation in the state of Montana, and ordered that the additional interests be distributed as provided in the ALJ's November 25, 2015, decision approving Decedent's will.

Upon receipt of the appeal, the Board ordered Appellant to complete service of his notice of appeal on the interested parties as required by 43 C.F.R. §§ 4.310(b) and 4.323, and as advised by the ALJ, and to notify the Board that he had done so. Because it was unclear whether Appellant's appeal was, in fact, based on a challenge to the Modification Order, or otherwise properly before the Board, the Board also issued an order for Appellant to show cause (i.e., explain) why the Modification Order should not be summarily affirmed or the appeal dismissed.<sup>2</sup> The Board set a deadline of May 23, 2016, for Appellant to

---

<sup>1</sup> Decedent was a Blackfeet Indian. His probate was assigned Probate No. P000119882IP, in the Department of the Interior's probate tracking system, Pro-Trac.

<sup>2</sup> The interests added to Decedent's estate that were distributed through the Modification Order had been inherited by Decedent from his predeceased son Lee Williamson (Lee), who was Appellant's brother. Appellant's notice of appeal indicated that he believed that a directional disclaimer in his favor that the Blackfeet Tribe attempted to file in Lee's probate case was relevant to the property subject to the Modification Order. In our order to show cause, we explained that the Tribe's attempted disclaimer pertained to less-than-5% interests in allotments inherited by the Tribe, whereas the property from Lee's estate that was inherited by Decedent, and subject to the Modification Order, consisted of 5%-or-greater interests in allotments. *See* Order, Apr. 26, 2016, at 2-3.

comply with the Board's order, and advised Appellant that if he failed to comply with or respond to the Board's order, his appeal might be summarily 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 May 2, 2016.

The Board has received no response from Appellant.

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 the appeal for failure to prosecute.

I concur:

\_\_\_\_\_  
// original signed  
Steven K. Linscheid  
Chief Administrative Judge

\_\_\_\_\_  
//original signed  
Thomas A. Blaser  
Administrative Judge