

NOTE: This disposition is nonprecedential.



United States Department of the Interior  
Office of Hearings and Appeals  
Interior Board of Land Appeals  
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June 29, 2016

IBLA 2016-42	)	CA680-SR 16-26
	)	
SoCAL MOTORCYCLE CLUB	)	Special Recreation Permit
	)	Cost Recovery
	)	
	)	Dismissed as Moot

ORDER

SoCal Motorcycle Club (SoCal) appealed from a November 16, 2015, decision of the Barstow (California) Field Office, Bureau of Land Management (BLM). In the decision, BLM assessed a \$5,668 recovery fee for costs associated with the processing, issuance, and monitoring of a Special Recreation Permit (SRP) for an event in the Johnson Valley Off-Highway Vehicle Recreation Area, scheduled for May 14-15, 2016.

As a general rule, the Board must dismiss an appeal as moot where, as a result of events occurring after an appeal is filed, there is no effective relief the Board can provide to the appellant.<sup>1</sup> On June 1, 2016, counsel for BLM filed with the Board a status update, informing us that SoCal paid the \$5,668 fee, BLM issued the SRP, and the event took place as planned on May 14-15, 2016.

On June 2, 2016, the Board issued an order to the parties to show cause, by June 16, 2016, why we should not dismiss the appeal. BLM filed a response, stating that as a result of the events occurring after the appeal was originally filed, there is no effective relief the Board can provide to SoCal, and the Board should dismiss the appeal as moot in the absence of an existing controversy between the parties.<sup>2</sup> SoCal did not file a response to the order to show cause and the time to file such a response has expired.

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<sup>1</sup> See *Robert C. Lewis v. BLM*, 173 IBLA 284, 293-94 (2008).

<sup>2</sup> BLM's Response to Order to Show Cause at 2 (citing *Lewis*, 173 IBLA 284, 293-94).

Because there is no relief we can provide to SoCal, pursuant to the authority delegated to the Board of Land Appeals by the Secretary of the Interior,<sup>3</sup> the Board dismisses the appeal as moot.

\_\_\_\_\_/s/\_\_\_\_\_  
Amy B. Sosin  
Administrative Judge

I concur:

\_\_\_\_\_/s/\_\_\_\_\_  
Eileen G. Jones  
Chief Administrative Judge

\_\_\_\_\_  
<sup>3</sup> 43 C.F.R. § 4.1.