SAMPSEL J. BITZ,	:	Order Denying Petition for
Appellant	:	Reconsideration
	:	
v.	:	
	:	Docket No. IBIA 92-214-A
ACTING BILLINGS AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	May 12, 1993

Appellant has filed a document entitled "Objection to Board Decision," seeking Board reconsideration of its April 6, 1993, decision in this matter. See 23 IBIA 286.

Appellant's filing is postmarked May 8, 1993. 43 CFR 4.315(a) provides that a "petition [for reconsideration] must be filed with the Board within 30 days from the date of the decision." Accordingly, appellant's petition is untimely and must be denied.

Even if appellant's petition had been timely, the Board would have to deny it. Clearly, appellant would like the Board to ignore the Supreme Court decision and the Federal statute which control the outcome of his appeal. It is simply not possible for the Board to do so.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. 4.1, appellant's petition for reconsideration is denied.

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Anita Vogt
Administrative Judge

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Kathryn A. Lynn
Chief Administrative Judge

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