
ATTACHMENT 2



INQUIRY REFLECTS

United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Pacific Regional Office
2800 Cottage Way
Sacramento, California 95825

NOV 30 2006

CERTIFIED MAIL NO. 7006 0810 0001 4950 8797
RETURN RECEIPT REQUESTED

Ms. Silvia Burley
10601 Escondido Place
Stockton, California 95212

Dear Ms. Burley:

This is regarding the Notice of Appeal dated November 10, 2006, filed pursuant to 25 Code of Federal Regulation (C.F.R.) Part 2, from the decision dated January 6, 2006 of the Bureau of Indian Affairs (BIA), Superintendent, Central California Agency (Superintendent), which initiated the reorganization process of the California Valley Miwok Tribe, California (formerly the Sheep Ranch Rancheria of Me-Wuk Indians of California).

The Notice of Appeal was addressed to this office and received on November 13, 2006. In accordance with 25 CFR § 2.9 (a)¹, your appeal should have been filed with the Superintendent, however, the Superintendent was provided with a copy of the appeal. Therefore, technically your appeal has been determined to be properly filed, 25 CFR § 2.13 (a) (2).

The Superintendent has indicated that the appeal was received at the Agency on November 13, 2006. Since your statement of reason was not filed with the appeal, in accordance with 25 CFR § 2.10², your statement of reasons, including any other supporting documents not previously submitted, should be filed with the Superintendent on or before December 13, 2006.

Please be advised that in accordance with 25 CFR § 2.12 (a), you must service appeal documents on all known interested parties, and file a written statement certifying service on each interested party. If any interested parties wish to participate in the appeal proceeding they should file a written answer responding to the notice of appeal and/or the statement of reasons in accordance with 25 CFR § 2.11, et, seq.

Upon receipt of all responses to the appeal and statement of reasons, the Superintendent will forward the administrative record, which shall include all documents supporting his position for

¹ 25 CFR § 2.9 (a), Notice of an appeal, which states in part, "An appellant must file a written notice of appeal in the office of the official whose decision is being appealed ... etc".

² 25 CFR § 2.10 (c), Notice of an appeal, which states, "If the statement of reason is not filed with the notice of appeal, the appellant shall file a separate statement of reason in the office of the official whose decision is being appealed within 30 days after the notice of appeal was filed in that office".

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issuing the decision being appealed and all documents provided by the appellant and interested parties, for our review and a decision. A written decision to the appeals shall be rendered by this office within 60 days after all time for pleadings has expired. Enclosed is a copy of 25 CFR Part 2. revised as of April 1, 2005, for your reference.

Further inquires regarding this appeal shall be in writing and made directly to the Bureau of Indian Affairs, Superintendent, Central California Agency 650, Capitol Mall, Suite 8-500, Sacramento, California 95814.

Sincerely,


Regional Director

Enclosures

Distribution List:

CERTIFIED MAIL NO. 7006 0810 0001 4950 8803
RETURN RECEIPT REQUESTED

Mr. Yakima K. Dixie
c/o Mr. Chadd Everone
2054 University Avenue #407
Berkeley, California 94704

Bureau of Indian Affairs
Superintendent, Central California Agency
650 Capitol Mall, Suite 8-500
Sacramento, CA 95814

Office of the Solicitor
Pacific Southwest Region
2800 Cottage Way, Room E-1712
Sacramento, CA 95825-1890

Department of Interior
Bureau of Indian Affairs
Director, Bureau of Indian Affairs
Attention MS 4606-MIB
1849 C Street, NW., MS-4513-MIB
Washington, DC 20240