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9 JUANENO BAND OF MISSION INDIANS,  
10 ACJACHEMEN NATION (BELARDES GROUP)

11 UNITED STATES DEPARTMENT OF INTERIOR

12 OFFICE OF HEARINGS AND APPEALS – INTERIOR BOARD OF INDIAN APPEALS

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17 IN RE FEDERAL  
18 ACKNOWLEDGEMENT OF THE  
19 JUANENO BAND OF MISSION  
20 INDIANS, ACJACHEMEN NATION,

Docket No. IBIA 11-124

Hon. Judge Steven K. Linscheid  
Chief Administrative Judge

**JUANENO BAND OF MISSION INDIANS,  
ACJACHEMEN NATION (BELARDES  
GROUP) MOTION FOR INTERESTED  
PARTY STATUS (25 C.F.R. SECTION 83.1)**

MILES • LAW GROUP  
A PROFESSIONAL CORPORATION

1           **PLEASE TAKE NOTICE THAT** the JUANEÑO BAND OF MISSION INDIANS,  
2 ACJACHEMEN NATION (BELARDES GROUP) (hereinafter “Belardes”) hereby moves the  
3 Board of Indian Appeals (the “Board”) for interested party status based on the following points  
4 and authorities:

5           **I.       Legal, Factual, or Property Interest in an Acknowledgment Determination**

6           By way of history, Belardes is the original Juaneño Band of Mission Indians to receive  
7 recognition as a tribe from the State of California. Belardes is also the original petitioner for  
8 Petitioner #84, the foundational subject matter of the request for reconsideration in Docket No.  
9 IBIA 11-124. The final determination also refers to Belardes and members of Belardes (e.g., the  
10 Stanfield family) as an integral component of its reasoning and holding. Accordingly, Belardes  
11 clearly has a legal, factual and property interest in the acknowledgment determination in question.

12           The Notice of Proposed Finding noticed on December 3, 2007, in the Federal Register  
13 (the “PF”) extinguished the rights of Belardes as a petitioner based upon a request by the Juaneño  
14 for interested party status for Petitioner #84B. The PF acknowledged “The Juaneño Band of  
15 Mission Indians, Acjachemen Nation,” and the “Belardes-led group” for purposes of Petitioner  
16 #84A. (“The Department designated the Belardes-led group Petitioner #84A (JBA)...”.)  
17 However, the PF went on to recite facts that caused a great deal of confusion over the current  
18 status of the Juaneño, who derived their petitioner status from the original Petitioner #84, which  
19 the PF also referred to as the “Belardes-led group”.

20           The PF then proceeded to discuss: (1) a request for interested party status made by David  
21 Belardes to what is referred to as the “JBB petitioner [Petitioner #84B];” (2) an election dispute  
22 that led to the 84A and 84B Petitioner dichotomy, and; (3) the position of the Department that a  
23 “disagreement over leadership was an internal issue.” Notwithstanding the Department’s  
24 position, and in conflict with the factual explanation of the PF, the PF then extinguished the  
25 petitioner status of the “Belardes-led group”, which is the reason why Belardes is now proceeding  
26 solely as an interested party and is requesting interested party status for this request for  
27 reconsideration.

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**II. Opportunity to Submit Comments or Evidence and to be Kept Informed of  
General Actions Regarding Juaneño Band of Mission Indians, Acjachemen  
Nation, Petitioner #84A (Rivera)**

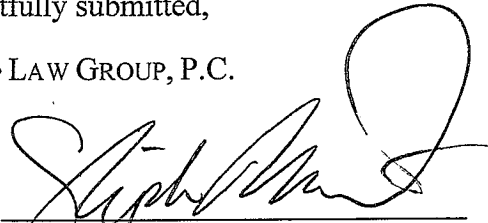
Belardes requests the opportunity to submit comments and evidence in conjunction with that request for reconsideration received by the Board on June 11, 2011 (the "Request") and that motion for protective order received by the Board on June 22, 2011. Belardes also requests to be kept informed of all actions regarding the Juaneño Band of Mission Indians, Acjachemen Nation, Petitioner #84A (Rivera).

For the foregoing reasons, Belardes respectfully requests that the motion for real party status be granted.

Respectfully submitted,

Dated: July 27, 2011

MILES • LAW GROUP, P.C.

By:   
Stephen M. Miles  
Attorneys for Interested Party  
JUANENO BAND OF MISSION INDIANS,  
ACJACHEMEN NATION (BELARDES GROUP)

**Juaneño Band of Mission Indians, Acjachemen Nation**

In Re Federal Acknowledgement of the Juaneño Band of Mission Indians, Acjachemen Nation.

Certificate of Service  
Docket No: IBIA 11-124

**Certification of Service**

I hereby certify that on the 27<sup>th</sup> day of July, 2011 a copy of the Motion for Interested Party Status was served by US Mail upon the following:

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