



IN REPLY REFER TO

United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
 Interior Board of Indian Appeals
 4015 Wilson Boulevard
 Arlington, Virginia 22203

BIG LAGOON PARK COMPANY,
 Appellant

v.

ACTING SACRAMENTO AREA DIRECTOR,
 BUREAU OF INDIAN AFFAIRS,
 Appellee

: Order Granting Amicus Curiae
 : Status to Governor of
 : California and Revising
 : Briefing Schedule

:
 :
 :
 : Docket No. IBIA 97-85-A


:
 :
 : March 19, 1997

The Governor of California, through Daniel Lungren, Esq., and Peter H. Kaufman, Esq., San Diego, California, seeks to intervene or to participate as amicus curiae in this appeal. He also requests that he be given until April 16, 1997, in which to file a brief in support of appellant's position in the appeal.

Appellant's opening brief is due within the next few days, and the Governor's brief in support of appellant would normally be expected at the same time. Accordingly, the Governor's request to file a brief by April 16, 1997, is, in essence, a request for extension of time as well as a request to participate in the appeal.

Both the Governor and the Attorney General of California have been included on the Board's distribution list since this appeal was filed in early January. The Governor does not explain why he waited until this time to seek to participate in the appeal. Under these circumstances, the Board is not inclined to allow intervention. However, in the interest of full development of this case, the Board will allow the Governor to participate as amicus curiae.

The Governor's amicus curiae brief is due on or before April 16, 1997. The answer briefs of the Area Director and other parties who support the Area Director's decision are due 30 days from their receipt of the Governor's brief. The answer briefs may respond to both appellant's opening brief and the Governor's brief.


 Anita Vogt
 Administrative Judge

Distribution: See attached list.