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7
8 UNITED STATES DEPARTMENT OF THE INTERIOR
OFFICE OF HEARINGS AND APPEALS
9 HEARINGS DIVISION

10 R.C. ROBERTS,)

11 Appellant)

N2-94-14

12 v.)

13 BUREAU OF LAND MANAGEMENT,)

14 Respondent)

15 WILD HORSE ORGANIZED)
ASSISTANCE (WHOA),)

IBLA 94-387

16 Appellant)

17 v.)

18 BUREAU OF LAND MANAGEMENT,)

19 Respondent)

20 COMMISSION FOR THE PRESERVATION)
OF WILD HORSES (CPWH),)

IBLA 94-388

22 Appellant)

23 v.)

24 BUREAU OF LAND MANAGEMENT,)

25 Respondent)

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1 NEVADA DEPARTMENT OF)
 WILDLIFE (NDOW),) IBLA 94-622
 2)
 Appellant)
 3)
 v.)
 4)
 BUREAU OF LAND MANAGEMENT,)
 5)
 Respondent)
 6)

7 RESPONDENT'S MOTION FOR A POSTPONEMENT
 8 OF THE HEARING

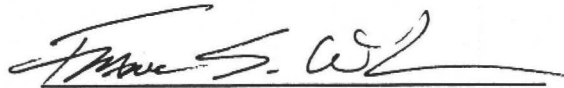
9 Pursuant to 43 C.F.R. § 4.432, Respondent BLM moves for
 10 postponement of the hearing in this matter, currently scheduled
 11 for January 22, 1996. The BLM asks that the hearing be postponed
 12 until at least March 1, 1996.

13 From December 15, 1995 until January 8, 1996, much of the
 14 Department of the Interior, including the BLM and the Office of
 15 the Solicitor which represents the agency, were closed due to
 16 lack of appropriations. During this three-week period, the
 17 agency was unable to perform necessary work to prepare for the
 18 January 22 hearing. Employees of the Department are once again
 19 at work, but given the ongoing lack of appropriations, travel and
 20 other actions which incur Departmental expenses are generally
 21 banned. Thus, the ability of the agency to prepare for or attend
 22 the scheduled hearing remains impaired. If travel funds are
 23 available by early March, the agency expects to be able to
 24 adequately prepare for and to attend a rescheduled hearing.

25 Respondent has attempted to contact the Appellants or their
 26 counsel. Counsel for NDOW and CPWH indicated that he would
 27 support a Motion to Postpone; counsel for WHOA indicated that she
 28

1 would not oppose such a motion. Mr. Roberts indicated that he
2 would oppose a postponement.

3 Respectfully submitted,

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6 Frank S. Wilson
7 Assistant Regional Solicitor
8 Attorney for Respondent
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10	R.C. ROBERTS,)	
11	Appellant)	N2-94-14
12	v.)	
13	BUREAU OF LAND MANAGEMENT,)	
14	Respondent)	
15	WILD HORSE ORGANIZED)	
16	ASSISTANCE (WHOA),)	IBLA 94-387
17	Appellant)	
18	v.)	
19	BUREAU OF LAND MANAGEMENT,)	
20	Respondent)	
21	COMMISSION FOR THE PRESERVATION)	
22	OF WILD HORSES (CPWH),)	IBLA 94-388
23	Appellant)	
24	v.)	
25	BUREAU OF LAND MANAGEMENT,)	
26	Respondent)	

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NEVADA DEPARTMENT OF)
WILDLIFE (NDOW),)
)
Appellant)
)
v.)
)
BUREAU OF LAND MANAGEMENT,)
)
Respondent)
)


IBLA 94-622

Entry of Appearance

Respondent Bureau of Land Management (BLM) wishes to advise the Administrative Law Judge and the parties in the above-mentioned appeals that Frank S. Wilson, Assistant Regional Solicitor, U.S. Department of the Interior, 2800 Cottage Way, Room E-2753, Sacramento, California, 95825-1980, is the BLM's representative in these appeals. Please direct all correspondence and communications relating to these appeals to Mr. Wilson.

Respectfully submitted,

David Nawi
Regional Solicitor



By: Frank S. Wilson
Assistant Regional Solicitor
Attorney for Respondent

1 CERTIFICATE OF SERVICE

2 The originals of the Respondent's Motion for a Postponement
3 of the Hearing and Notice of Appearance were sent via Federal
4 Express overnite delivery, on January 8, 1996 to:

5 Office of Hearings and Appeals
6 Hearings Division
6432 Federal Building
7 Salt Lake City, UT 84138

8 Copies of the Respondent's Motion for a Postponement of the
9 Hearing and Notice of Appearance were sent via "Certified Mail-
10 Return Receipt Requested" on September 11, 1995, to:

11 R.C. Roberts
12 801 A. Street
San Rafael, California 94901

13 Dawn Lappin
14 Wild Horse Organized Assistance
P.O. Box 555
15 Reno, Nevada 89504

16 Wayne Howell
17 Deputy Attorney General
Office of Attorney General
198 S. Carson Street, No. 311
18 Carson City, NV 89710

19 I certify that the foregoing is true under penalty of
20 perjury.

21 Executed this 8th day of January, 1996 at Sacramento,
22 California.

23 
24 Barbara L. Johnson