

8-12-93



United States Department of the Interior



OFFICE OF HEARINGS AND APPEALS

Interior Board of Land Appeals
4015 Wilson Boulevard
Arlington, Virginia 22203

IN REPLY REFER TO:

AUG 12 1993

IBLA 93-481, 93-482,
93-483, and 93-484

WILLIAM CUMMINGS, ET AL.

: N2-93-19, N2-93-20,
 : N2-93-21, and N2-93-22 *us*
 :
 : Multiple Use Decision--Wild
 : Horses and Burros
 :
 : Appeals Dismissed; Cases Referred
 : to Hearings Division

ORDER

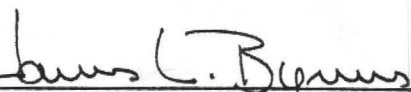
On April 12, 1993, the Paradise-Denio Resource Area Manager, Bureau of Land Management (BLM), issued the Final Full Force and Effect Multiple Use Decision (FMUD) for the Paiute Meadows Allotment. The FMUD included a "Wildlife Management Decision," a "Full Force and Effect Livestock Decision" and a "Full Force and Effect Wild Horse Management Decision." William Cummings and Daniel H. Russell, the Nevada Department of Wildlife, the Wild Horse Organized Assistance, Inc., and the Commission for the Preservation of Wild Horses and Burros have appealed the "Wildlife Management Decision" and the "Full Force and Effect Wild Horse Management Decision" to this Board, which has docketed the appeals as IBLA 93-481, IBLA 93-482, IBLA 93-483, and IBLA 93-484 respectively.

By memorandum dated July 12, 1993, the District Manager, Winnemucca District Office, BLM, advised the Board that in addition to these appeals, the livestock management portion of BLM's decision was appealed by the same appellants, and that these appeals are being forwarded to the Office of Hearings and Appeals, Salt Lake City, Utah consistent with 43 CFR 4.470. The District Manager requests that the appeals docketed by the Board be referred to the Hearings Division for the purpose of one consolidated factual hearing on all aspects of the FMUD on the Paiute Meadows Allotment.

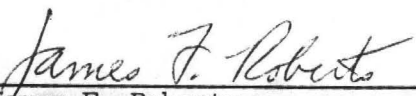
Based upon our review of the record submitted by BLM, we deem it appropriate to grant BLM's request. See Animal Protection Institute of America, 118 IBLA 345 (1991).

Accordingly, pursuant to the authority delegated to the Board of Land Appeals by the Secretary of the Interior, 43 CFR 4.1, the subject appeals are referred to the Hearings Division for consolidation with appeals from the grazing portions of the Paiute Meadows Allotment decision and

assignment to an Administrative Law Judge for one consolidated factual hearing on all aspects of the FMUD.


James L. Byrnes
Chief Administrative Judge

I concur:


James F. Roberts
Acting Administrative Judge

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