



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS

Interior Board of Land Appeals
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Arlington, Virginia 22203



703-235-3750

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November 26, 2008

IBLA 2007-152)	OCS EIS/EA MMS 2007-009
IBLA 2007-157)	
)	
CENTER FOR BIOLOGICAL)	
DIVERSITY, <i>ET AL.</i>)	Outer Continental Shelf
)	
NORTH SLOPE BOROUGH, <i>ET AL.</i>)	
)	
)	Appeals Dismissed as Moot

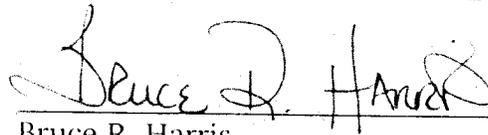
ORDER

On May 4, 2007, this Board issued an order in the above-styled appeals taking motions to dismiss and petitions for stay under advisement and suspending proceedings in the appeals pending the outcome of *Alaska Wilderness League v. Kempthorne*, No. 07-71457 (9th Cir. filed Apr. 16, 2007).¹

On November 24, 2008, counsel for the Minerals Management Service (MMS) provided the Board with notice and a copy of the court's decision issued on November 20, 2008, vacating and remanding the MMS decision that was the subject of the appeals, *i.e.*, the February 15, 2007, decision of the Regional Supervisor, Field Operations, Alaska Outer Continental Region, MMS, approving the "Shell Offshore Inc. Beaufort Sea Exploration Plan." The court's decision renders those appeals moot.

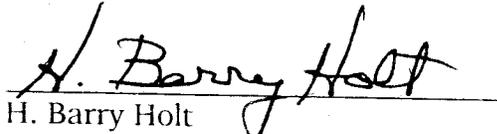
Accordingly, pursuant to the authority delegated to the Board of Land Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the appeals are dismissed as moot.

¹ The Center for Biological Diversity, Sierra Club, and Resisting Environmental Destruction on Indigenous Lands (REDOIL) (a program of the Indigenous Environmental Network) filed the appeal docketed as IBLA 2007-152. North Slope Borough, Inupiat Community of the Arctic Slope, and Alaska Eskimo Whaling Commission filed the appeal docketed as IBLA 2007-157. On May 17, 2007, North Slope Borough and Alaska Whaling Commission filed a Notice of Voluntary Dismissal of their interest in IBLA 2007-157.



Bruce R. Harris
Deputy Chief Administrative Judge

I concur:



H. Barry Holt
Chief Administrative Judge

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IBLA 2007-152
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