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WASHINGTON, D.C.

MAR 28 2 45 PM '04

In the Matter of)
MOWA BAND OF CHOCTAW INDIANS)
v.)
U.S. DEPARTMENT OF LABOR)

Case No. 84-JTP-13

MOTION FOR DISMISSAL

Comes now the Mowa Band of Choctaw Indians, by and through its undersigned counsel, to move for a dismissal in the above-referenced case. As reasons, the Mowa Band asserts the following:

1. Many of the issues of concern to the Mowa Band arise from the inadequate performance of the existing grantee, the Poarch Band of Creeks. The Mowa Band intends to pursue these issues in the context of a grievance proceeding rather than this appeal.

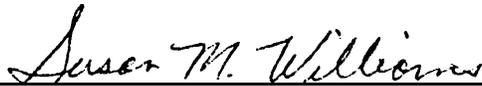
2. Upon a review of the administrative records, the Mowa Band confirmed its view that substantial points were lost due to its inexperience in administering a training program. The Mowa Band submits that the weight of previous training program experience is too great and effectively prevents new tribes from operating training programs for the first time. The Mowa Choctaw, however, intend to bring these policies to the attention

of the Congress for legislative action on the ground that they are contrary to the Job Training Partnership Act and the Indian Self-Determination and Education Assistance Act, which favor tribal control over tribal programs.

3. Counsel for the Department of Labor, Frank Buckley, was contacted on this day and does not object to this Motion.

Wherefore, the **Mowa** Band of Choctaw Indians moves for a dismissal in this case.

Respectfully submitted,

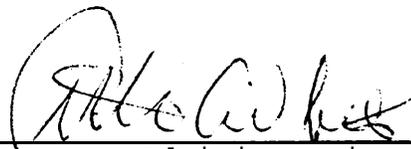


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Attorney for **Mowa** Band of Choctaw Indians

ORDER

The Motion for Dismissal having been filed by the **Mowa** Band of Choctaw Indians and being fully advised in the premises, is hereby granted as unopposed.



Administrative Law Judge

Arthur White

Date

MAY 18 1984

CERTIFICATE OF SERVICE

I hereby certify that on March 28, 1984, the foregoing Motion for Dismissal was mailed, first-class, postage prepaid, to the following:

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