Attachment 9

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| **TRESPASS DECISION DOCUMENT** |
| |  |  | | --- | --- | | BIA Agency: | Reservation: | | Trespass Case Number: | Trespass Name (if applicable): | | **Primary Contacts** | Law Enforcement Officer: | | Trespass Officer: | Resource Manager: | |
| |  |  |  | | --- | --- | --- | | **Case Evaluation Criteria for Recommendation** | **Yes** | **No** | | 1. Has the investigation been completed? |  |  | | 2. If a fire is associated, has a fire cause been determined? |  |  | | 3. Have responsible party(s) been identified? |  |  | | 4. Can responsible party(s) be located? |  |  | | 5. Have trespass actions caused damages to Indian Forest products? |  |  | | 6. Has a criminal investigation been initiated? |  |  | | 7. Is there evidence sufficient to sustain a trespass action? |  |  | | 8. Other criteria (please list). |  |  |   Investigation Summary Attached |
| |  |  |  |  | | --- | --- | --- | --- | | **Recommendations** | **Trespass Officer** | **Resource Manager** | **Law Enforcement** | | Trespass case should proceed with civil action. |  |  |  | | Trespass case should not proceed with civil action, case file closed. |  |  |  | | Trespass case should not proceed at this time, case file remains open. |  |  |  | | Trespass case should not proceed with civil action at this time in lieu of criminal action, case file remains open. |  |  |  | | Trespass case should proceed due to unsuccessful cost recovery in criminal action. |  |  |  | | Trespass case should not proceed due to successful cost recovery in criminal action, case file closed. |  |  |  |   Recommendation Rationale: |
| **Solicitor’s Opinion (if needed) Proceed Do Not Proceed**  **Line Officer’s Decision (circle one): Proceed Do Not Proceed**  **Line Officer’s Rationale:** |
| |  |  |  | | --- | --- | --- | | Line Officer Signature | Typed Name | Date |   The case shall be reevaluated if there are changes in the facts of the case (e.g. new evidence, criminal court decisions, or appeals) which may require a new decision document. |