
**ONEIDA JUDICIARY
TRIAL COURT**

**KRISTAL DENN,
Petitioner**

v.

Case No: 16-TC-001

**JOEY POWLESS,
Respondent**

ORDER DISMISSING PLAINTIFF'S COMPLAINT

This case has come before the Oneida Trial Court, Honorable Denice Beans presiding.

Background

On February 15, 2016, Petitioner filed a complaint for a declaratory judgment awarding the Petitioner exclusive use of the home located at N6920 Cornelius Circle in Oneida, WI and/or a monetary judgment in the amount of \$50,000.00 for reasons listed in the complaint.

This case was scheduled for a trial on July 20, 2016. A Motion for Adjournment was submitted on July 19, 2016, which was granted. The Parties, upon reaching an agreement or to go forward with a contested hearing, were to contact the Court for scheduling. There was no contact with the Court from either Party. The Court then scheduled a Status Hearing for March 1, 2017 at 10:00am. On February 23, 2017, Attorney Schenk had scheduling conflicts and requested the hearing to be rescheduled. The request was granted and a hearing was held on March 3, 2017 at 10:30am.

Findings of Fact

- 1) A status hearing was held on March 3, 2017.
- 2) The Petitioner: Kristal Denn did not appear nor did she contact her attorney or the Court.
- 3) The Petitioner's attorney: Aaron W. Schenk appeared at the hearing.
- 4) The Respondent, Joey Powless appeared at the hearing without representation.
- 5) Attorney Schenk stated he had no communication with the Petitioner for more than seven months and that his case is at a "standstill".
- 6) The Respondent motioned that the case be dismissed.
- 7) Attorney Schenk made no objections to the motion to dismiss.
- 8) The Court granted the Respondent's motion to dismiss the case.

Order

The court enters the following order:

Pursuant to 153.21-2 of the Oneida Judiciary Rules of Civil Procedure case #16-TC-001 is dismissed without prejudice.

IT IS SO ORDERED.

By the authority vested in the Oneida Trial Court pursuant to Resolution 01-07-13-B of the General Tribal Council and an Order signed on March 6, 2017 in the matter of Kristal Denn v. Joey Powless. Case #16-TC-001.



Denice Beans, Chief Trial Court Judge