

Oneida Appeals Commission

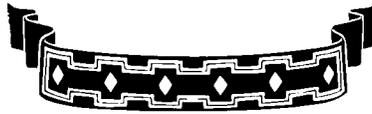
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Trial Court

William D. Wild,

Petitioner

Docket No. 06-TC-070

vs.

Acting General Manager-Lloyd Powless, and

Director, Governmental Services-Donald White,

Respondents

Date: August 3, 2006

Motion for an Injunction

This case has come before the Oneida Tribal Judicial System, Trial Court. Lead Judicial Officer, Mary Adams, Gerald Cornelius and Leland Wigg-Ninham, presiding.

I Background

On July 26, 2006, the Petitioner, William Wild, filed for a Temporary Restraining Order and for Injunction Relief against the Respondents, Acting General Manager - Lloyd Powless and Director, Governmental Services - Donald White from terminating Petitioner's employment until the Oneida Personnel Commission has had an opportunity to fully adjudicate Petitioner's July 7, 2006 grievance.

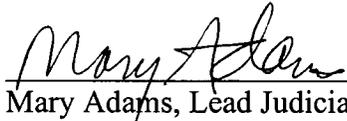
II Analysis

This court hereby denies a Temporary Restraining Order for several reasons. Primarily, because in accordance with Rules of Civil Procedure, Rule 31(B)(1)(a), Petitioner failed to prove that irreparable injury will result from Respondent's action(s). If Petitioner's termination is found wrongful, then Petitioner's claim may be reversed. Further, Petitioner filed his grievance with the Oneida Personnel Commission, which is standard procedure for an employment dispute and this process should continue.

III Decision

This court denies a Temporary Restraining Order and for Injunction Relief based on the reasons set above. This case is dismissed.

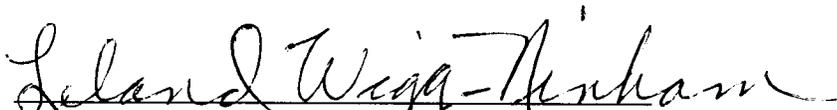
By authority vested in the Oneida Appeals Commission pursuant to Resolution 8-19-91-A, by the Oneida General Tribal Council, it is held on this 3rd day of August 2006, in the matter of William D. Wild vs. Acting General Manager-Lloyd Powless, and Director, Governmental Services-Donald White, Docket No. 06-TC-070.



Mary Adams, Lead Judicial Officer



Gerald Cornelius, Judicial Officer



Leland Wigg-Ninham, Judicial Officer