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**ONEIDA TRIAL COURT**

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**Kenneth A. Schreiber,  
Petitioner**

v.

**Case No: 15-TC-046**

**Oneida Indian Preference Office,  
Respondent**

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**ORDER DISMISSING PETITIONER'S COMPLAINT**

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This case has come before the Oneida Trial Court, Honorable Layatalati Hill presiding.

**Background**

Petitioner filed a civil action to reinstate his business on the Oneida vendors list based on Indian preference. A hearing was held on Monday, January 25, 2016 at 9:00 a.m. The Respondent motioned for dismissal based on failure to serve the Tribe's Secretary's Office pursuant to section 153.5-6 of the Oneida Judiciary Rules of Civil Procedure.

**Findings of Fact**

The court finds as follows:

1. The Court has Territorial, subject matter and personal jurisdiction.
2. On January 25, 2016, a hearing was held.
3. The Tribe, or the officers, committees, commissions, boards, or any other department or division of the Tribe is a party to this case.
  - a. The Indian Preference Office is a department or division of the Tribe.
  - b. The Petitioner failed to serve the Tribe's Secretary's Office in accordance with section 153.5-6 of the Oneida Judiciary Rules of Civil Procedure.

**Order**

The court enters the following order:

The Respondent's motion to dismiss is hereby granted and case #15-TC-046 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 an order for dismissal signed on January 25, 2016 in the matter of Kenneth A. Schreiber v. Oneida Indian Preference Office. Case #15-TC-046.