

ONEIDA TRIBAL JUDICIAL SYSTEM

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Five Nations Flooring  
PETITIONER

Docket # 12-TC-073

v.

Oneida Indian Preference Department  
RESPONDENT

Date: July 27, 2012

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**Stipulation and Order to Dismiss**

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Petitioner, Five Nations Flooring, by Attorney Brian T. Stevens, and Respondent, Oneida Indian Preference Department, by Attorney Patricia Stevens Garvey, do hereby submit the following stipulation and draft order dismissing this action:

1. Respondent shall admit Petitioner to the Indian Preference vendor list as an Oneida owned business in accordance with the Oneida Indian Preference Law (hereinafter Law) and shall be eligible for preference in bidding upon signing of this order.
2. The admission to the list shall be considered probationary and will last for one year from entry of this order.
3. Petitioner shall be subject to review for business practices and compliance with the Law during this period.
4. Respondent shall provide reasonable notice of any noncompliance with terms of the Law in order to allow Petitioner to correct such issues in a timely manner.
5. If Petitioner is compliant with the Law at the end of the probationary period, Petitioner shall be admitted as compliant with the Law to the list of Oneida owned businesses.
6. Upon signing of this order, parties agree that this complaint will be dismissed with prejudice.

Respectfully Submitted,

Brian Stevens

Brian Stevens for Petitioner  
State Bar 1024958

7/31/12

Date

Patricia Stevens Garvey  
Patricia Stevens Garvey for Respondent  
State Bar 1075618

7/30/12  
Date

**ORDER**

Upon the foregoing Stipulation and Motion of all parties,

IT IS HEREBY ORDERED that the above-entitled action, together with all claims raised in the pleadings, be and the same hereby is dismissed with prejudice and without costs to any party.

Dated this 1<sup>st</sup> day of August, 2012.

Nancy Adams  
Lead Judicial Officer

Jean M. Weber  
Judicial Officer

Wendell L. Thomas  
Judicial Officer