

# ***Oneida Tribal Judicial System***

Onlayote ʔ aka Tsiʔ Shakotiyaʔ Tolé hte

---

## **TRIAL COURT**

---

**Shannon Wheelock d/b/a,  
Wheelock's Renovation & Painting  
Petitioner**

**Docket No: 12-TC-127**

**v.**

**Jon Stradel d/b/a  
OMNI Glass & Paint,  
Respondent**

**Date: September 11, 2012**

---

## **Order**

---

This case has come before the Oneida Tribal Judicial System, Trial Court. Judicial Officers, Mary Adams, Jean M. Webster, and Sandra L. Skenadore, presiding.

### **I Background**

On August 21, 2012 Petitioner, Shannon Wheelock, filed a request for an Injunction against Respondent, Jon Stradel, for the following relief: 1) An injunction against from completing work that Petitioner was to receive under contract pending final decision; 2) A finding that Respondent is in breach of contract; 3) Imposition of contract and work terms substantially similar to the original terms of the contract and; 4) Damages equaling the value of the contract options if work has been completed by Respondent.

Petitioner requested the Court to issue a temporary restraining order because the relief requested is the right to perform the work under the original terms of the contract. Petitioner alleges if Respondent was permitted to continue work on the project, then there would have been no work to perform and there would have been no relief available other than lost profits or lost wages as a result of the breach of contract.

On August 23, 2012 the trial court held a deliberation and issued a temporary restraining order until such time as a hearing is held. A hearing was scheduled for August 29, 2012. Respondent requested a postponement; the Court granted the postponement and rescheduled the hearing until September 4, 2012.

At the September 4, 2012 hearing the parties stipulated and agreed to the following:

1. Respondent shall identify a date and time to allow Petitioner to complete his contractual agreement (painting wing G).
2. Respondent shall assist Petitioner with the necessary paperwork to complete payment.

## **II Decision**

The Temporary Restraining Order is lifted as of September 4, 2012. The Court will hold this matter open for 20 days for the parties to complete their stipulated agreement, after which this matter will be dismissed.