

Oneida Tribal Judicial System

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TRIAL COURT

**HVS Advertising-Marketing,
Petitioner**

v.

**Indian Preference Department,
Respondent**

Case No.: 12-TC-130

DECISION AND JUDGMENT FOR ATTORNEY FEES & COMPENSATORY DAMAGES

On August 16, 2013 the Court found the Respondent, Indian Preference Department in violations for failure to carry out and properly apply its functions under the law.

On September 25, 2013 a hearing was held to address the remedies and damages.

On November 15, 2013 the Court issued a decision in favor of the Petitioner and awarding the Petitioner with compensatory damages in the amount of \$850,514.65. During the hearing the Petitioner's Attorney noted to the court the amount for attorney fees from May 2013 to September 25, 2013 was an approximate amount. The Court ordered the Petitioner to submit a final invoice to the Court for Attorney Greene-Gretzinger fees and expenses from May 2013 to September 25, 2013 within 30 days of the signed decision.

On November 26, 2013 Petitioner's Attorney, Sharon Greene-Gretzinger timely submitted a redacted final invoice for the attorney fees and expenses to the Oneida Tribal Judicial System for review.

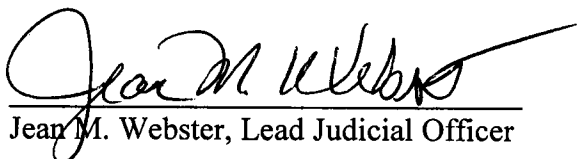
Upon review of the invoice, the Court concludes the attorney fees for May 2013 to September 25, 2013 in the amount of \$3,317.98 are reasonable and shall be paid by Respondent to Petitioner. This amount shall be incorporated into the final judgment amount.

Decision

1. Respondent shall be responsible for the Petitioner's attorney fees and associated cost for the period of May 2013 to September 25, 2013.
 - Final amount of compensatory damages and attorney fees being awarded to the Petitioner, HVS is \$853,832.63.
 - Payment of the compensatory damages shall be pursuant to the Rules of Civil Procedure, Rule 20 Enforce of Decisions, specifically Rule 20(A) which states in part: "*Time. The decision debtor (the party who owes some money or property to the other party) shall have sixty (60) days to complete payment of any monetary award or to make arrangements with the decision creditor (the party who is owed some money or property) for payment or installment payments. If the decision.....*"
 - For purposes of this final decision the sixty (60) days to complete payment or make arrangements shall be effective at the signing of this decision.

IT IS SO ORDERED.

By the authority vested in the Oneida Tribal Judicial System pursuant to Resolution 8-19-91A of the General Tribal Council a decision signed on December 20, 2013 in the matter of HVS Advertising-Marketing vs Indian Preference Department, Docket Number 12-TC-130.


Jean M. Webster, Lead Judicial Officer