

Oneida Tribal Judicial System

OnꞤyote Ꞥ a-ka TsiꞤ ShakotiyaꞤ Tolé hte

TRIAL COURT

**Tara A. & Latakeh Smith,
Petitioners**

Docket No: 13-TC-023

v.

**Oneida Housing Authority,
Respondent**

Order Motion for Enforcement and Deficiency Judgment

This case has come before the Oneida Tribal Judicial System, Trial Court. Judicial Officers: Jean M. Webster, Mary Adams and Kathy Hughes presiding.

Background

On February 6, 2013, Petitioners, Tara A. & Latakeh Smith filed a request for a Temporary Restraining Order (TRO) against the Respondent, Oneida Housing Authority (OHA). Petitioners reside at N6492 Deer Path Drive, Oneida, WI. Petitioners claim they were issued a decision from OHA to reclaim the unit on February 7, 2013 at 11:00 a.m.

On February 12, 2013 a hearing was held. Respondents requested a stay of proceedings to allow the parties to possibly work out an agreement. Respondents request granted and the next hearing scheduled for March 7, 2013 at 3:00 p.m.

On March 7, 2013, Petitioners failed to appear at the hearing. Respondents motioned the Court to lift the temporary order, to proceed with the eviction, to order the Petitioners to vacate the premises within five (5) days, and to order the Petitioners not to commit waste upon the home.

Respondents further noted to the court upon completion of the housing inspection they would be filing a Motion for Enforcement and Deficiency for Judgment for outstanding rental charges and any repair charges due to neglect and/or waste.


On April 15, 2013 Respondents filed a Motion for Enforcement and Deficiency Judgment requiring the Petitioners to reimburse Respondents in the amount of \$3,545.64 for rent arrears and \$464.87 for damages due to neglect and/or waste minus security deposit of \$200 totaling \$3,810.51 owed by the Petitioners, Tara A. Smith and Latakeh Smith.

Decision

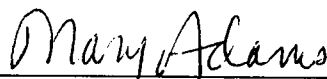
1. The Court grants the Respondents Motion for Enforcement and Deficiency Judgment in the amount of \$3,810.51.

IT IS SO ORDERED.

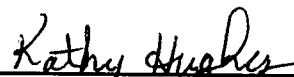
By the authority vested in the Oneida Tribal Judicial System pursuant to Resolution 8-19-91A of the General Tribal Council a decision signed on the 29th day of April 2013 in the matter of Tara A. & Latakeh Smith v. Oneida Housing Authority, Docket Number 13-TC-023.



Jean M. Webster, Lead Judicial Officer



Mary Adams, Judicial Officer



Kathy Hughes, Judicial Officer