

Oneida Tribal Judicial System

OnꞤyote Ꞥ aka TsiꞤ ShakotiyaꞤ Tolé hte

TRIAL COURT

**Brian A. Doxtator,
Petitioner**

Docket No: 13-TC-073

v.

**Oneida Business Committee,
Respondent**

ORDER TO DISMISS

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

I. Background

On May 20, 2013 Petitioner, Brian A. Doxtator, filed a Request for Injunction/Temporary Restraining Order against Respondent, Oneida Business Committee (OBC) for the following relief: Place an injunction to prevent the Oneida Business Committee from entering into a contract with Bonnilake or any other developer relating to the Southeast Oneida Tribal Social Services (SEOTS) program facility until the General Tribal Council reviews the action relating to this project in compliance with Article IV of the Oneida Constitution or one (1) year, whichever is first.

On May 22, 2013 the court held a deliberation and granted the Petitioner's request for a Temporary Restraining Order, and scheduled a hearing for May 30, 2013.

On May 30, 2013 a hearing was held and Respondent's motioned the court to dismiss the claim or adjourn the hearing. The hearing was adjourned until June 25, 2013. Parties had until June 14, 2013 to file any motions and had until June 21, 2013 for the parties to file their answer to the opposing party's motion. The Temporary Restraining order remained in effect.


On June 14, 2013, Petitioner filed a motion to dismiss the injunction.

II. Decision

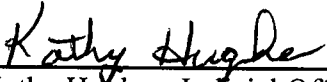
The Court grants the Petitioner's motion to dismiss without prejudice.

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 was signed on June 21, 2013 in the matter of Brian A. Doxtator v Oneida Business Committee, Docket Number 13-TC-073.



Jean M. Webster, Lead Judicial Officer



Kathy Hughes, Judicial Officer



Chris Cornelius, Judicial Officer