

Oneida Tribal Judicial System

Onayote ʔ a-ka Tsiʔ Shakotiyaʔ Tolé hte

ONEIDA TRIBAL JUDICIAL SYSTEM TRIAL COURT

**Joyce M. Schultz,
Justin A. Schultz, and
Steven A. Schultz,
Petitioners**

v.

**Oneida Enrollment Department,
Respondent**

Docket No: 08-TC-133

Date: December 1, 2008

Decision

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

I Background

This is a complaint involving the Stipend Payment Policy.

On September 3, 2008 Petitioners, received notice claiming they were ineligible for the \$100.00 stipend for attending a General Tribal Council (GTC) meeting held on August 16, 2008. Respondent allegedly denied the stipend in accordance with Article VII of the policy.

II Analysis

On November 4, 2008 a pre-trial hearing was held. Petitioners argue they attended the GTC meeting scheduled for August 16, 2008 but left early due to a family emergency. Petitioners claim they were denied the right to sign out on the stipend sheet. Respondent claims Petitioners

failed to attend the entire GTC meeting, therefore they were not entitled to the stipend payment in accordance with Article VII of the Stipend Policy. In addition, Respondent asserts Petitioners filed an untimely appeal.

Court's Analysis

Petitioners are ineligible for the \$100.00 stipend payment for attending the GTC meeting held on August 16, 2008 in accordance with the Tribe's GTC Stipend Payment Policy, Article 4-2(d). Petitioners failed to attend the entire meeting. All other issues are moot and shall not be analyzed.

III Decision

Petitioners' request for payment is denied.