

# Oneida Appeals Commission

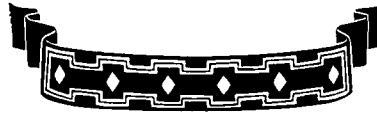
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## Trial Court

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Renee Denny,

Petitioner

Docket No. 05-TC-034

vs.

Oneida Housing Authority,

Respondent

Date: March 31, 2005

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### Injunction Hearing

This case has come before the Oneida Appeals Commission Trial Court, Judicial Officers Mary Adams, Janice McLester, and Leland Wigg-Ninham, presiding.

#### I Background

On March 17, 2005, Petitioner, Renee Denny, filed for a Temporary Restraining Order against the Respondent, Oneida Housing Authority. Petitioner currently resides at 3068 Ferndale Drive, Green Bay, Wisconsin. Petitioner was issued a decision by the Executive Director of Oneida Housing Authority that she will be relocated to 1209 Chief Hill Drive.

A hearing was held on March 31, 2005.

#### II Issue

Does Petitioner have cause to file for a Temporary Restraining Order?

#### III Analysis

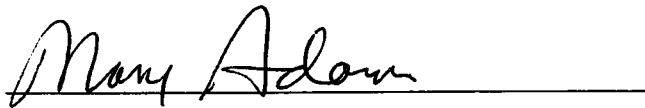
Petitioner claims she requested a hearing several times to address the reason she was required to relocate. According to a memo from the Executive Director, Petitioner was denied her right to be placed on the agenda to go before the Board. However, according to Petitioner's lease

agreement she has a right to a hearing, Lease Agreement, N-7<sup>1</sup>. Petitioner was sent a notice to relocate. A relocation should require signing a new lease. Therefore, Petitioner has the right to a hearing. Respondent assured the court that Petitioner will be provided with a hearing with the Oneida Housing Authority Board, where the issue of relocation will be decided.

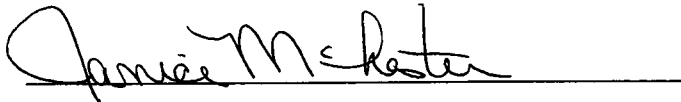
#### IV Decision

This case is dismissed. The injunction is granted until such time as a hearing is held.

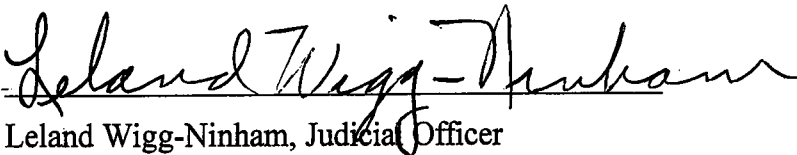
By the authority vested in the Oneida Appeals Commission pursuant to Resolution 8-19-91-A, by the Oneida General Tribal Council, it is so held on this 31<sup>st</sup> day of March, 2005, in the matter of Renee Denny vs. Oneida Housing Authority, Docket No. 05-TC-034.



Mary Adams, Lead Judicial Officer



Janice McLester, Judicial Officer



Leland Wigg-Ninham, Judicial Officer

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<sup>1</sup> Tenant may request a review hearing within 10 days after receiving notice to terminate, to terminate the monthly tenancy to be held by the OHA Board of Commissioners.