

ONEIDA JUDICIARY
Tsi nu téshakotiya?tolétha?

TRIAL COURT

Diedrick’s Heating & A/C Inc.,
Petitioner

v.

Case No: 20-TC-007

Stephanie Metoxen,
Respondent

DEFAULT JUDGMENT

This case has come before the Oneida Trial Court, Honorable Denice Beans presiding.

Appearing by telephone: Petitioner, Brian Diedrick, Jr.

Not appearing: Respondent, Stephanie Metoxen.

STATEMENT OF THE CASE

The Petitioner filed a small claims case on April 20, 2020 claiming that the Respondent had a cooling system serviced on July 25, 2018 and has made no payments on the amount due.

FINDING OF FACTS

1. The Petitioner consented to the jurisdiction of the Oneida Judiciary.
2. The Court has subject matter, personal and territorial jurisdiction over this matter.
3. Notice was given to all those entitled to notice.
4. A hearing was held on May 19, 2020 at 9:00 am.
5. The Respondent failed to appear, plead, or defend.
6. The Respondent was found to be in default.
7. The Petitioner requested the amount of \$258.31 plus court costs, which was granted.
8. The Court added court costs of \$50.00 for a total amount due of \$308.31 to be paid to Diedrick’s Heating & A/C Inc. within 60 (sixty) days.

PRINCIPLES OF LAW

Title 8. Judiciary - Chapter 803

ONEIDA JUDICIARY RULES OF CIVIL PROCEDURE

803.29-2. *Defendant.* When a party against whom a judgment for relief is sought has failed to appear, plead or otherwise defend as required in this Law or elsewhere, a default judgment may be granted by the Court upon the receipt of whatever evidence is deemed necessary to establish the claim.

ORDER

A default judgment is entered in favor of the Petitioner and against the Respondent in the amount as follows:

Billing amount:	\$258.31
Court Costs:	<u>\$ 50.00</u>
Total owed by Defendant:	\$308.31

The Total amount due is payable to Diedrick's Heating & A/C Inc., 110 South Mill Street, Seymour, WI 54165 **within 60 (sixty) days** from the date this Order is signed. Failure to pay is subject to the Nation's laws and remedies.

IT IS SO ORDERED.

By the authority vested in the Oneida Judiciary pursuant to Resolution 01-07-13-B of the General Tribal Council and Default Judgment signed on May 19, 2020. Case #20-TC-007.

Denice Beans, Chief Trial Court Judge

The parties have the right to appeal within thirty (30) calendar days after the date this order or judgment is signed. A copy of the order will be mailed to all parties.