

## COURT OF APPEALS

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Tyson McNaughtan  
Appellant,

Case No.: 23-AC-001

v.

Date: June 2, 2023

Libby Jelle,  
Respondent.

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### INITIAL REVIEW DECISION

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This matter has come before Appellate Judges Chad Hendricks, Diane House, and Michele Doxtator.

#### BACKGROUND

On April 6, 2023, a hearing was held in the Oneida Family Court (hereinafter “OFC”) between Tyson McNaughtan (hereinafter “McNaughtan”) and Libby Jelle (hereinafter “Jelle”) to determine if the current Child Support Order for their minor child should be modified. On April 10, 2023, the OFC issued an Order Modifying Child Support in Case Number 10-CS-816. On May 12, 2023, McNaughtan filed a Notice of Appeal with this Court.

#### DECISION

This Court has the responsibility to be fair and consistent in its interpretation of existing Oneida law. When timelines are given, all that come to the Court must abide by them. Pursuant to Oneida Rules of Appellate Procedure §805.5-2(a), a Notice of Appeal must be filed within thirty (30) days after a judgment or order is rendered. In accordance with ORAP §805.9-1, *Deadline Computation*, the Notice of Appeal in this matter should have been filed by May 10, 2023. Because McNaughtan failed to file the Notice of Appeal within the thirty (30) day timeframe as required, this Appeal is denied for appellate review.

By the authority vested in the Oneida Judiciary, Court of Appeals, in Oneida General Tribal Council Resolutions 01-07-13-B and 03-19-17-A, this appeal is hereby **DENIED** for review. Dated this 2nd day of June 2023, in the matter of Case Number 23-AC-001, *Tyson McNaughtan v. Libby Jelle*.

*It is so ordered.*