

ONEIDA JUDICIARY
Tsi nu téshakotiya?tolétha?

TRIAL COURT

**Oneida Nation / Oneida Police Department,
Plaintiffs.**

v.

Case No: 24-CT-016
Date: July 18, 2024

**Christopher L. Metoxen,
Defendant.**

ORDER

This case has come before the Oneida Trial Court, the Honorable Layatalati Hill presiding.

Appearing In-person: Plaintiffs' Attorney, Krystal John

Appearing by phone: Defendant, Christopher L. Metoxen

BACKGROUND

In accordance with the Nation's Public Peace Law, Defendant was cited for allegedly violating 3 O.C. 309.9-1, Public Intoxication, 1st offense. This citation stems from an alleged incident that occurred on April 26, 2024, as a result, a citation pre-trial hearing was held on July 18, 2024.

ANALYSIS

In accordance with 3 O.C. 309.9-1, a person may receive a citation for public intoxication when he or she appears intoxicated by alcohol beverages or prohibited drugs on Tribal property to the degree that the person may endanger himself or herself, or another person. During the hearing, Defendant pled "No Contest."

Plaintiffs allege Defendant violated 309.9-1, Public Intoxication. The Oneida Police Report states on April 26, 2024, at approximately 4:27 p.m., Oneida Police Department Officer Logan Webster and Officer Justine Wheelock were dispatched to Defendant's address for a welfare check. Oneida Dispatch advised the officers that a male called, and they could barely understand him because he was slurring his words so bad. The caller told Dispatch he was drunk and not at his house. Dispatch eventually spoke with Beverly King, Defendant's aunt. Ms. King stated she

was taking Defendant to his house. Defendant called the Oneida Police Department again stating he could barely walk and could barely talk. He told Dispatch the officers better hurry up because he was going to fall over in the weeds. Upon arrival, Officer Webster observed Defendant having difficulty keeping his balance, had mucus on his face and was slurring his words. Defendant yelled, "I'm drunk!" Officer Wheelock helped Defendant up his driveway to a camper located on the property. The property is located at N5429 Wolf Dr, Oneida, WI, and is Tribal property. He was issued a citation for public intoxication and the officers left. Approximately four (4) minutes later, Defendant called Dispatch back saying he was going to "fuck up his brother." Officer Webster returned and found Defendant outside the camper and walking towards a house on the property. The Officer intervened. Therefore, the Court finds Defendant appeared intoxicated by alcoholic beverages on Tribal property to the degree that he may endanger himself or another person. As a result, Defendant was properly issued a citation for public intoxication and the Court finds him guilty.

FINDING OF FACTS

1. The Court has subject matter and personal jurisdiction over this matter.
2. Defendant received proper notice of this hearing.
3. Defendant entered a plea of "No Contest."
4. Defendant resides at N5429 Wolf Dr, Town of Oneida, WI. 54115.
5. The property is property of the Oneida Nation.
6. Defendant yelled he was drunk.
7. Defendant appeared drunk by having difficulty walking, mucus on his face and slurring his words.
8. Defendant thought he would fall over and threatened harm to another person.
9. Defendant was publicly intoxicated on Tribal property to a degree that he may endanger himself or another person.
10. Defendant is guilty of Public Intoxication.

PRINCIPLES OF LAW

Title 3. Oneida Judiciary – Chapter 309: Public Peace

309.9. Civil Infractions Involving Alcohol, Tobacco, and Drugs

309.9-1. *Public Intoxication*. A person commits the civil infraction of public intoxication if he or she appears intoxicated by alcohol beverages or prohibited drugs on Tribal property to the degree that the person may endanger himself or herself, or another person.

ORDER

1. Defendant is **GUILTY** of Public Intoxication.
2. Defendant owes as follows:

24-CT-016; Public Intoxication, 1st Offense – 309.9-1.

Fine:	\$100.00
Court Costs:	<u>\$25.00</u>
Total Amount owed by Defendant:	\$125.00

The total amount due is payable to the Oneida Judiciary **within sixty (60) calendar days** from the date this Order is signed. Failure to pay is subject to the Nation’s laws and remedies.

The parties have the right to appeal in accordance with the Nation’s laws.

IT IS SO ORDERED.

By the authority vested in the Oneida Judiciary pursuant to Resolution 01-07-13-B of the General Tribal Council this Order was signed on July 18, 2024.


Layatalati Hill, Chief Trial Court Judge