

**ONEIDA JUDICIARY**  
Tsi nu téshakotiya?tolétha?

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**TRIAL COURT**

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**Oneida Nation / Oneida Police Department,  
PLAINTIFFS**

**v.**

**Case No: 24-CT-024**

**Terry Lee Cooper-Blackowl,  
DEFENDANT**

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**ORDER**

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This case has come before the Oneida Trial Court, Honorable John E. Powless III presiding.

*Appearing In-person:* Attorney Krystal L. John, representing the Plaintiffs; Defendant, Terry Lee Cooper-Blackowl.

**Background**

In accordance with 3 O.C. 309.6-7, Defendant was issued a citation for *Maintaining a Chronic Nuisance House*, 3<sup>rd</sup> Offense, stemming from an incident that occurred on June 6, 2024. This citation requires Defendant's appearance. On September 19, 2024, a pre-trial hearing was held at which time, the parties filed a Stipulation and Agreement for the Court's consideration.

**Principles of Law**

**Oneida Code of Laws Title 3. Health and Public Safety - Chapter 309 Public Peace:**

**309.6-7. *Maintaining a Chronic Nuisance House.*** A person commits the civil infraction of maintaining a chronic nuisance house if he or she has three (3) or more police contacts occurring during a twelve (12) month period at the premises that he or she owns or occupies through a lease or rental agreement.

**Analysis**

As a result of the parties' proposed agreement, Defendant Admits to Maintaining a Chronic Nuisance House, 3<sup>rd</sup> Offense violation. The parties agree to reduce the citation fine to \$0, upon Defendant amending her residential lease with the Oneida Comprehensive Housing Division

(CHD) stating if there are any additional police calls to the residence as a result of Defendant's adult daughter or significant other, Defendant agrees that her adult daughter and significant other will no longer reside at Defendant's residence. Also, Defendant agrees to pay \$25.00 court costs within thirty (30) calendar days of a court order. If Defendant fails to amend her residential lease within thirty (30) calendar days from this signed order, the citation fine will revert to the full amount of \$1,000.00 and Defendant is still responsible to pay \$25.00 court costs.

### **Findings of Fact**

The Court finds as follows:

1. The Court has subject matter and personal jurisdiction over this matter.
2. All entitled to notice received notice.
3. As a result of an incident that occurred on June 6, 2024, the Oneida Police Department cited Defendant with *Maintaining a Chronic Nuisance House*, 3<sup>rd</sup> Offense in accordance with 3 O.C. 309.6-7.
4. On September 19, 2024, a pre-trial hearing was held.
  - a. Defendant acknowledged her rights at the hearing.
5. The parties stipulated to the following agreement at the pre-trial hearing:
  - a. Defendant Admitted to Maintaining a Chronic Nuisance House, 3<sup>rd</sup> Offense violation, 309.6-7.
    - i. As a result, the applicable fine is reduced to \$0 and \$25.00 in court costs shall be due to the Judiciary within thirty (30) calendar days from a court order or by Monday, October 28, 2024.
    - ii. Defendant further agreed to amend her residential lease that any further Police contact to Defendant's residence due to her adult daughter or significant other, Defendant agrees her adult daughter and significant other will no longer be allowed to reside at Defendant's residence. The Defendant agrees to amend her lease with CHD within thirty (30) calendar days of this signed court order.
6. Defendant willingly agrees to proposed stipulation without coercion or duress.
7. The Defendant agrees to the fine and/or forfeiture constitutes debt owed to a tribal entity and non-payment is subject to Tribal remedy.

8. The Court is agreeable to the parties' Stipulation and Agreement.

**Order**

1. The Court accepts and approves the agreement between the parties as described below:

a. Defendant Admits to Maintaining a Chronic Nuisance House, 3<sup>rd</sup> Offense and amended citation fine.

i. 24-CT-024; Maintaining a Chronic Nuisance House, 3<sup>rd</sup> Offense, 309.6-7.

**Fine: \$0.00**

**Court costs: \$25.00**

**Amount owed by Defendant: \$25.00**

ii. The total amount owed by Defendant shall be due to the Oneida Judiciary within thirty (30) calendar days from this court order or by **Monday, October 28, 2024.**


iii. Defendant agrees to amend her residential lease with CHD to include that any further police presence at her residence, as a result of her adult daughter or significant other, Defendant agrees they will no longer be allowed to reside at her residence.

iv. If Defendant does not amend her lease to include the condition regarding her adult daughter and significant other within thirty (30) calendar days from this signed order, the citation fine will revert back to the full amount, \$1,000.00 and \$25.00 court costs are due to the Judiciary in six (6) months or by **Monday, April 29, 2025.**

2. 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 an Order was signed on September 26, 2024.

  
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John E. Powless III  
Trial Court Judge