

**ONEIDA JUDICIARY**  
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**TRIAL COURT**

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

**v.**

**CASE NO: 24-CT-037**

**Joe Metoxen,**  
**Defendant**

**Date: December 24, 2024**

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**FINAL ORDER AND JUDGMENT**

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

*Appearing Telephonically:* Attorney Krystal L. John, representing the Plaintiffs.

*Non-appearance:* Defendant, Joe Metoxen.

**Statement of the Case**

The Defendant received a citation for allegedly allowing his two dogs to run at large, which is classified as his first offense.

**Principles of Law**

Oneida Code of Laws Title 3. Health and Public Safety - Chapter 304 Domestic Animals:

Section 304.6-4. *Running at Large.* An owner shall not allow a dog or cat to run at large by being any place except upon the premises of the owner, unless the dog or cat is crated, penned, or on a leash under the control of a person physically able to control the animal.

Oneida Code of Laws Title 8. Judiciary – Chapter 807 Citations:

Section 807.6-1. Citation Pre-Hearing. All citations shall include a pre-hearing date with the Court which shall be set at least thirty (30) days after the citation was issued, unless stated otherwise by a law of the Nation.

(b) If an appearance is not mandatory, and a person does not wish to contest the citation, a person may pay the fine and/or penalty as listed on the citation prior to the pre-hearing date.

(1) If the person pays the fine and/or penalty as listed on the citation prior to the pre-hearing date the citation shall be considered satisfied.

Oneida Code of Laws Title 8. Judiciary – Rule #1 Oneida Trial Court Rules:

Section 1.17-1. This section shall govern the procedures for citation hearings.

(b) If a Defendant does not contest the violation and appearance is not mandatory, the Defendant may pay the fine in full before the pre-hearing day and the Court cost/fees will be waived.

**Analysis**

The Defendant was cited for allegedly violating section 304.6-4, where his two dogs ran at large. Defendant received the citation on September 19, 2024. A hearing was held on December 19, 2024, at 9:00 a.m. However, before the hearing, Defendant paid the citation fine in full. Therefore, the Court finds Defendant does not wish to contest the citation and the citation is satisfied in accordance with section 807.6-1(b)(1) of the Citations law.

**Finding of Facts**

1. The Court has subject matter and personal jurisdiction over this matter.
2. Defendant received proper notice.
3. On September 19, 2024, the Oneida Police Department issued a citation to Defendant for violation of 3 O.C. 304.6-4, Animal Running at Large.
4. A pre-trial citation hearing was held on December 19, 2024, at 9:00 a.m.
5. On December 4, 2024, Defendant paid the citation fine in full.
6. Because Defendant paid the fine before the hearing date, the Court finds Defendant admits to the citation, therefore, guilty of violating 3 O.C. 304.6-4.

**Order**

Judgment is entered in favor of the Plaintiffs and against the Defendant in the amount as follows:

**1. Animal Running at Large – 304.6-4.**

Fine:	\$75.00
Court Costs:	<u>\$25.00 (waived)</u>
<b>Amount owed by Defendant:</b>	<b>\$75.00</b>

2. The total amount owed by Defendant has been satisfied, as a result, this case is closed.

**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 is signed on December 24, 2024.

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John E. Powless III, Trial Court Judge