

ONEIDA JUDICIARY
Tsi nu téshakotiya?tolétha?

TRIAL COURT

Oneida Nation / Oneida Police Department,
Plaintiffs;

v.

Maureen W. Gibbs,
Defendant.

CASE NO: 24-CT-047
DATE: December 27, 2024

FINAL JUDGMENT AND ORDER OF SATISFACTION

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

BACKGROUND

A citation was issued to the Defendant for an incident that occurred on November 9, 2024, for violating Oneida Code of Laws section 304.6-4, Animal Running at Large, 1st offense. A pre-trial hearing was scheduled for January 16, 2024. On December 10, 2024, Defendant paid the fine.

ANALYSIS

The Defendant was cited for a violation of section 304.6-4, Animal Running at Large, 1st offense. This charge carries a \$75.00 fine plus \$25.00 for court costs. Under the Citations Law, section 807.6-1 (b)(1), when an appearance is not mandatory and a defendant does not wish to contest the citation, the defendant may pay the fine as listed on the citation prior to the pre-trial hearing date. When the defendant pays the fine prior to the pre-trial hearing date, the defendant will be found guilty and in accordance with Trial Court Rule #1, section 1.17-1(b), is not required to pay the court costs fee of \$25.00. Here, Defendant's appearance was not mandatory, and she paid the fine prior to the pre-trial hearing. Thus, the Court determines that the Defendant does not wish to contest the citation and finds Defendant guilty. Because Defendant paid the fine prior to the pre-trial hearing, court costs are waived. Therefore, the Court finds that Defendant satisfied this citation and orders the pre-trial hearing date to be removed from the Court's calendar.

FINDING OF FACTS

1. The Court has subject matter and personal jurisdiction over this matter.
2. The Defendant received proper notice.
3. A citation was issued to the Defendant for an incident that occurred on November 9, 2024, for violating Oneida Code of Laws section 304.6-4, Animal Running at Large, 1st offense.
4. A pre-trial hearing was scheduled for January 16, 2024.
5. On December 10, 2024, Defendant paid the fine
6. The Court has not received any plea from Defendant of guilty or to contest the citation.

PRINCIPLES OF LAW

807.6. Hearing Procedure

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-trial hearing date.

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

1.17 Citation Hearings

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.

ORDER

1. Defendant is GUILTY of Animal Running at Large, 1st offense.
2. Defendant satisfied the citation.
 - a. Defendant paid the \$75.00 fine on December 10, 2024.

- b. Court costs are waived.
- 3. The pre-trial hearing on January 16, 2025, for this citation shall be removed from the Court's calendar.
- 4. This case is closed.

The parties have the right to appeal within 30 calendar days 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 27, 2024.



Layatalati Hill, Chief Trial Court Judge