

COURT OF APPEALS

Terrylee Blackowl,

Appellant,

Case No.: 25-AC-005

v.

Date: February 12, 2026

Oneida Comprehensive Housing Division,

Respondent.

DECISION AND ORDER FOR STAY OF TRIAL COURT PROCEEDINGS

This matter has come before Appellate Judges Diane House, Daniel Cornelius, and Chief Appellate Judge Patricia Garvey.

BACKGROUND

Appellant Terrylee Blackowl (hereinafter “Blackowl”) filed Motions for 1) Reconsideration of Denial of Appeal; and 2) Injunctive Relief Against Respondent with this Court on February 4, 2026. After reviewing the information contained in Motion for Reconsideration and the decision of the Oneida Trial Court, it is determined that Blackowl has sufficiently alleged the Trial Court decision:

- 1) Violates applicable provisions of the Constitution;
- 2) Violates provisions, substantive or procedural, of applicable Tribal law or applicable federal law;
- 3) Is an administrative decision that is arbitrary and capricious, an abuse of discretion, or otherwise not in accordance with applicable law; and/or
- 4) Is not supported by the substantial evidence on the record taken as a whole.

DECISION

Based upon the information submitted by the Appellant, the Motion for Reconsideration of Denial of Appeal is granted, and this case is **ACCEPTED** for appellate review. In addition, the Motion for Injunctive Relief to Stay the lease termination and eviction orders issued by the Trial Court in Case Number 25-TC-009 is granted pursuant to Oneida Rules of Appellate Procedure, *Right to Appeal*, §805-1(a).

NOTICE

TO THE ONEIDA TRIAL COURT: As the original hearing body in the above captioned case, Notice is hereby given that the Court of Appeals has taken jurisdiction of this case and requires the hearing record as set forth in §805.8-4(a), “The record of the case shall consist of all papers filed with the Trial Court or original hearing body, exhibits, a transcript or audio recording of the proceedings, and the final decision of the Trial Court or original hearing body.” The record shall be filed with the Court of Appeals within thirty (30) calendar days upon receipt of this notice.

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:

- 1) the Motion for Reconsideration is **GRANTED**;
- 2) the Motion for Injunctive Relief to stay the eviction proceedings in Trial Court is **GRANTED**; and
- 3) this case is **ACCEPTED** for appellate review.

Dated this 12th day of February 2026, in the matter of Case Number 25-AC-005, *Terrylee Blackowl v. Oneida Comprehensive Housing Division*.

It is so ordered.