

**Leah Sue Dodge
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Oneida Appeals Commission
P O Box 365
Oneida, WI 54155

RE: Case #13-TC-126, Addendum to Motion for Recusal and Substitution

From the Oneida Tribal Judiciary Canons of Judicial Conduct, Application, Page 3:

Note: Defining "Immediate Family"

Throughout these Canons, there are various references to a Judge's "immediate family". For the purposes of these canons, the term "immediate family" shall be defined as husband, wife, mother, father, son, daughter, brother, sister, grandparent, grandchild, aunt, uncle, niece, nephew, mother-in-law, father-in-law, brother-in-law, sister-in-law, first or second cousin, step-parent, or someone who is recognized by the Oneida General Tribal Council and/or its delegate as a member of the Judge's extended family.

1. The Petitioner strenuously objects to the assignment of Chris J. Cornelius to this particular case given the fact that she is the daughter of one of the Respondents, Patricia Cornelius, Oneida Land Commissioner, and Petitioner hereby does not grant any waiver of disqualification by Chris J. Cornelius in this case now or in the future. Any reasonable person can see the blatant impropriety of any involvement in this case by Chris J. Cornelius.
2. Further, by the action of assignment of Chris J. Cornelius (daughter of Respondent) to this case involving the Oneida Land Commission, the Oneida Judiciary has shown a clear disregard for the proper vetting of appropriate Judicial Officers to this case. To the Petitioner's knowledge as of September 24, 2013, Chris J. Cornelius has not recused herself from this case, nor have the other Judicial Officers required her to do so, making them parties to this conflict of interest and impropriety through inaction and the apparent inability to self-regulate.

3. Therefore, according to Section 2.1.2 of the Oneida Tribal Judiciary Canons of Judicial Conduct, the Petitioner requests that the Judicial Officers presiding over this case to date, and those on the entire list of officers as provided by Deputy Clerk Norma Brzezinski on September 23, 2013 (Attachment A), to “disclose on the record information that the Judge believes the parties or their lawyers might reasonably consider relevant to a possible motion for disqualification, even if the Judge believes there is no basis for disqualification.”
4. The Petitioner requests that the following information to be disclosed on the record by the Hearing Officers presiding over this case to date (Jean Webster, Leland Wigg-Ninham, Chris J. Cornelius, and James Van Stippen) and the greater list of hearing officers potentially to be assigned in the event of recusal/disqualification of the first four:
 - (a) Whether they or immediate family members (as defined by the Oneida Tribal Judiciary Canons of Judicial Conduct) have been past and/or present clients of Oneida Owista Taxes, owned by the beneficiary of the Oneida Land Commission’s contested decision, Brian A. Doxtator;
 - (b) Whether they or immediate family members (as defined by the Oneida Tribal Judiciary Canons of Judicial Conduct) have any personal, professional or fiduciary relationships between themselves and the Oneida Land Commission, e.g. employment by, residential and/or business leases, memorandi of agreements, or any other contractual obligations, and/or any personal, professional or fiduciary relationships with individual Oneida Land Commissioners e.g. financial partnerships, leases, contracts, employment by, etc.;
 - (c) Whether Brian A. Doxtator and/or any of the Oneida Land Commissioners are their immediate family members as defined by the Oneida Tribal Judiciary Canons of Judicial Conduct; and
 - (d) Whether they are immediate family members (as defined by the Oneida Tribal Judiciary Canons of Judicial Conduct) of Oneida Tribal Senior Staff Attorney Rebecca Webster, who was present at and party to the contested decision by the Oneida Land

Commission on August 12, 2013 and who will be called as a material witness to her participation at that hearing.

1. The Petitioner also requests the disqualification of Lois Powless from this case due to the fact that she is the Petitioner's Aunt (wife of mother's late brother).
2. The Petitioner will object to any of the Judicial Officers which through this disclosure indicate any of the conflicts of interest as stated above and will file motions for disqualification, as his or her impartiality can reasonably be questioned by not only the Petitioner but any other reasonable person.

Dated the 24th day of September, 2013

Leah Sue Dodge, Petitioner

Attachment A: List of Hearing Officers Dated September 23, 2013

c: Respondent