

ONEIDA INDIAN NATION
RULES OF CIVIL PROCEDURE
Table of Contents

CHAPTER ONE

Rule 1.	GENERAL PROVISIONS	1
Rule 2.	COMMENCEMENT OF ACTION AND PRELIMINARY MATTERS.....	1
Rule 3.	TIME	2
Rule 4.	PLEADINGS, MOTIONS AND ORDERS.	2
Rule 5.	GENERAL RULES OF PLEADING.	3
Rule 6.	FORM OF PLEADINGS.....	3
Rule 7.	DEFENSES AND OBJECTIONS.....	4
Rule 8.	COUNTERCLAIM OR CROSSCLAIM.	4
Rule 9.	AMENDMENT OF PLEADINGS.	4
Rule 10.	PARTIES.	5
Rule 11.	INTERVENTION.....	6
Rule 12.	SUBSTITUTION OF PARTIES.	6
Rule 13.	DISCOVERY.....	6
Rule 14.	TRIAL.	7
Rule 15.	ASSIGNING CASES FOR TRIAL.....	7
Rule 16.	DISMISSAL OF ACTIONS.	7
Rule 17.	CONSOLIDATION.....	8
Rule 18.	EVIDENCE.....	8
Rule 19.	SUBPOENAS.....	8
Rule 20.	FINDINGS BY THE COURT	9
Rule 21.	JUDGMENT; COSTS.....	9
Rule 22.	DEFAULT.....	10
Rule 23.	SUMMARY JUDGMENT.....	10
Rule 24.	ENTRY OF JUDGMENT.....	10
Rule 25.	RELIEF FROM JUDGMENT OR ORDER.....	11
Rule 26.	HARMLESS ERROR.	11
Rule 27.	STAY OR PROCEEDINGS TO ENFORCE A JUDGMENT.	12
Rule 28.	DISABILITY OR DISQUALIFICATION OF A JUDGE.	12
Rule 29.	INJUNCTIONS.	13
Rule 30.	HABEAS CORPUS.	14
Rule 31.	PROVISIONAL AND FINAL REMEDIES AND SPECIAL PROCEEDINGS.....	15
Rule 31a.	ORDER OF DELIVERY - PROCEDURE	16
Rule 31b.	GROUND FOR ATTACHMENT.....	19
Rule 31c.	APPOINTMENT OF RECEIVER	21
Rule 31d.	Exemptions.....	24
Rule 32.	GARNISHMENT	26
Rule 33.	LIMITATION OF ACTIONS	30
Rule 34.	ENFORCEMENT OF FOREIGN JUDGMENTS	32
Rule 35.	COMITY.....	33

**CHAPTER TWO
SMALL CLAIMS**

Rule 36.	DEFINITIONS.	33
Rule 37.	JURISDICTION; LIMITATIONS	33
Rule 38.	INITIATION OF SMALL CLAIMS PROCESS.....	33
Rule 39.	HEARING DATE.....	34
Rule 40.	SERVICE OF PROCESS	34
Rule 41.	WRITTEN ANSWER NOT REQUIRED; DEFENSE AT HEARING.....	34
Rule 42.	FILING OF COUNTERCLAIM.....	34
Rule 43.	EVIDENCE; TESTIMONY OF WITNESSES.....	34
Rule 44.	SUBPOENAS; SUBPOENAS DUCES TECUM	34
Rule 45.	JUDGMENT.....	35
Rule 46.	REPEALED	35
Rule 47.	DISCOVERY.....	35

**CHAPTER THREE
APPEALS**

Rule 48.	APPEALS FROM THE TRIAL COURT	35
Rule 49.	APPEALS FROM THE CLAIMS COMMISSION	36