

**SAINT REGIS MOHAWK TRIBAL COURT  
IN AND FOR THE SAINT REGIS MOHAWK TRIBE**

<b>Geraldine Jacobs</b>	)		
	)		
<b>Claimant</b>	)	<b>Case. No.: 17-LND-00016</b>	
	)		
<b>v.</b>	)	<b>DECISION AND ORDER</b>	
	)		
<b>Jessica Cree-Jock, Kerney Cole</b>	)		
	)		
<b>Respondent(s)</b>	)		

**Procedural Background**

On October 13, 2017, Geraldine Jacobs, Claimant filed a Land Dispute Complaint in regards to [REDACTED] with the Court naming Kerney Cole and Jessica Cree-Jock as the Respondents.

On November 6, 2017, the Akwesasne Housing Authority (AHA) submitted a letter stating that [REDACTED] pertains to a home occupied and under a Mutual-help Homeownership contract between the AHA and Jessica Cree-Jock.

On November 8, 2017, Jessica Cree-Jock, Respondent, filed an Answer with the Court.

On November 29, 2017, Geraldine Jacobs, Claimant, filed a request for a cease and desist order.

On December 12, 2018, the Court held a status conference on the matter. The Claimant, Geraldine Jacobs, and the Respondent, Jessica Cree-Jock, were present and self-represented.

On January 7, 2019, Jessica Cree-Jock, Respondent, filed a motion to dismiss the case.

On January 14, 2019, the Court held a hearing on the matter. The Claimant, Geraldine Jacobs, and the Respondent, Jessica Cree-Jock, were present and self-represented.

On January 18, 2019, Geraldine Jacobs, Claimant, filed a letter requesting the dismissal of the case without prejudice against Jessica Cree-Jock.

**Discussion**

In the instant case, Geraldine Jacobs, Claimant, is requesting a dismissal of the case. However, she also notes in her request that she requests a dismissal without prejudice against Jessica Cree-Jock. In her Land Dispute Complaint, dated October 13, 2017, Geraldine Jacobs, Claimant, named Jessica Cree-Jock and Kerney Cole as Respondents. The request for dismissal neglects to clearly state that she wants to also withdraw her claim against Kerney Cole,

Respondent. Thus, absent an additional written motion, filed by the Claimant the Court cannot withdraw the claim against Kerney Cole in this action.

**ORDER**

Based on the foregoing it is:

1. **ORDERED** the allegations raised against Jessica Cree-Jock, Respondent, are dismissed without prejudice; it is further
2. **ADJUDGED AND DECREED** that all further captions for this matter shall be entitled: Geraldine Jacobs vs. Kerney Cole.

Signed this 19<sup>th</sup> day of January, 2019.



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Carrie E. Garrow, Chief Judge  
Saint Regis Mohawk Tribal Court