

12

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS TRIBAL COURT	MOTION AND ORDER FOR DISCHARGE FROM PROBATION	CASE NUMBER H-066-1011
--	--	---

Court Address: 7500 Odawa Circle, Harbor Springs, MI

Court Phone: (231) 242-1462

Plaintiff's Name and Address:

The People of Little Traverse Bay Bands of Odawa Indians
7500 Odawa Circle
Harbor Springs, MI 49740

v

Defendant's Name and Address:


Austin Michael Schlappi
3986 Levering Road
Harbor Springs, MI 49740
DOB: 9/12/1995

Date of probation December 02, 2011	Judge Hon. Allie Greenleaf Maldonado
Term of probation November 01, 2012	Offense Loaded Firearm in Vehicle

I respectfully move this court to discharge the defendant from probation for the following reasons:

- a. On February 23, 2012, Mr. Schlappi was ordered to complete 15 hours of community service in addition to two hours already served.
- b. On October 16, 2012, I, Joseph Lucier, received documentation verifying that these community service hours were completed at Harbor Springs High School.

3/8/13
Date


Probation officer

ORDER OF PROBATION DISCHARGE

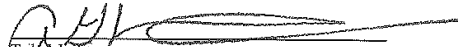
1. **THE COURT FINDS** that all conditions of probation were were not successfully completed.
 a. The defendant was ordered to drug treatment court and did did not successfully complete the program

IT IS ORDERED:

2. The defendant is discharged from probation supervision. Any unfulfilled financial obligations or conditions of the sentence imposed by this court can be pursued according to law.

The plea or finding of guilt in this case is set aside and the case is dismissed. The records of arrest and discharge or dismissal in this case shall be retained as a **nonpublic record**.

3-8-13
Date


Tribal Judge

03-08-13A09:33 RCVD CB

Certification of Service

I certify that a copy of the Motion and Order for Discharge from Probation was served upon the following parties:

-By First Class Mail

Defendant

Austin Schlappi
3986 West Levering Road
Harbor Springs, MI 49740

-By Internal Mail

LTBB Tribal Prosecutor

Matthew Lesky
7500 Odawa Circle
Harbor Springs, MI 49740

LTBB Probation

Joseph Lucier
7500 Odawa Circle
Harbor Springs, MI 49740

LTBB Natural Resources Department
Officer

Michael McCreery
7500 Odawa Circle
Harbor Springs, MI 49740

LTBB NRD Chief Conservation Officer

Kevin Willis
7500 Odawa Circle
Harbor Springs, MI 49740

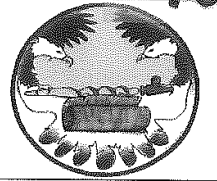
On 3/8/2013 4:18:49 PM



Cynthia Brouckaert, Court Clerk

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

Tribal Court
Conservation Division



Court Address: 7500 Odawa Circle, Harbor Springs, MI 49740

Phone (231) 242-1462

Case No: H-066-1011

Plaintiff:

The Little Traverse Bay Bands of Odawa Indians
Natural Resources Department, Plaintiff

v.

Respondent:

Austin Michael Schlappi
Defendant *In pro per*
3986 Levering Rd.
Harbor Springs, MI 49740

ORDER FOLLOWING HEARING

At a hearing held on February 22, 2012, the Defendant was Ordered to Appear and Show Cause why he should not be held in contempt of court pursuant to the Contempt of Court Statute, WOS 2010 – 004, Section V (A) (7) for violating the Court Order dated December 12, 2011. The Defendant was ordered to complete 15 hours of community service with the LTBB Natural Resources Department by January 3, 2012. The Defendant completed two hours of community service through the Tribe. Although the Defendant made an effort to complete the community service, that effort was insufficient.

Therefore, the Court finds the Defendant guilty of Contempt of Court and **ORDERS** the Defendant to complete 15 hours of community service in addition to the two hours of community service already served. That community service may be completed with Harbor Springs High School or any other entity approved by Probation Officer Joseph Lucier.

2-23-12
Date

AA
Hon. Allie Greenleaf Maldonado, Chief Judge

CERTIFICATE OF SERVICE

I certify that on this date copies of this Notice were served upon the parties by First-Class Mail and by LTBB Internal Mail to the LTBB Probation, LTBB Prosecutor, and the LTBB Natural Resources Department.

2-23-12
Date

Cynthia Brouchaert
Tribal Court Officer

7500 Odawa Circle Harbor Springs, MI 49740
ph. 231.242-1462

Plaintiff's Name and Address:

The People of Little Traverse Bay Bands of Odawa
Indians
7500 Odawa Circle
Harbor Springs, MI 49740

Defendant's Name and Address:

Austin Michael Schlappi
3986 Levering Road
Harbor Springs, MI 49740

v.

MOTION AND ORDER TO SHOW CAUSE

Now comes, Joseph Lucier, Tribal Probation Officer for the Little Traverse Bay Bands of Odawa Indians Tribal Court, and states as follows:

That the above named individual, Austin Schlappi, has not complied with the requirements of the Order dated December 12, 2011 which indicates:

- a. Austin Schlappi, shall complete fifteen (15) hours of community service with the LTBB Natural Resources Department by January 3, 2012

WHEREFORE this Probation Officer asks this Honorable Court to issue Austin Schlappi, an Tribe's Order to Appear and Show Cause why s/he should not be held in contempt of court pursuant to the Contempt of Court Statute, WOS 2010-004, Section V (A) (7) for violating the Court Order dated December 12, 2011.

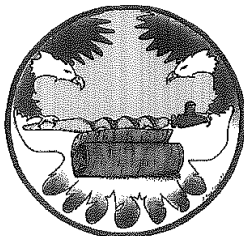
2/2/12
Date


Joseph Lucier, Probation Officer

YOU ARE ORDERED to appear in person before the COURT.

TAKE NOTICE: A Show Cause Hearing will be held on **February 22, 2012** at the Little Traverse Bay Bands of Odawa Indians Court Room, 7500 Odawa Circle, Harbor Springs, Michigan at **10:00 AM**

YOU ARE ORDERED to appear in person before the COURT.



IT IS SO ORDERED.

Feb. 2 2012
Date


Tribal Judge

Certification of Service

I certify that a copy of the Motion and Order to Show Cause was served upon the following parties:

-By First Class Mail

Defendant

Austin Schlappi
3986 West Levering Road
Harbor Springs, MI 49740

-By Internal Mail

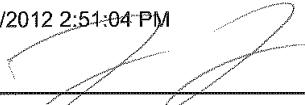
LTBB Tribal Prosecutor

Matthew Lesky
7500 Odawa Circle
Harbor Springs, MI 49740

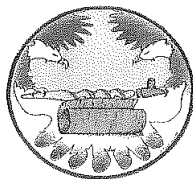
LTBB Probation

Joseph Lucier
7500 Odawa Circle
Harbor Springs, MI 49740

On 2/2/2012 2:51:04 PM



Joe Lucier, Probation Officer



LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS TRIBAL COURT
7500 Odawa Circle ~ Harbor Springs, MI 49740 ~ (231) 242-1462

CIVIL DIVISION

The Little Traverse Bay Bands of Odawa Indians
Natural Resources Department, Plaintiff,

V.

H-066-1011
Hon. Jenny Lee Kronk

Austin Michael Schlappi, Defendant.

Matthew Lesky
Tribal Prosecutor for the Plaintiff
7500 Odawa Circle
Harbor Springs, MI 49740
(231) 242-1466

Austin Michael Schlappi
Defendant *In pro per*
3986 Levering Road
Harbor Springs, MI 49740

ORDER FOLLOWING HEARING

At a hearing held on December 2, 2011, the Defendant pled guilty to Transporting a Loaded Firearm in a Motorized Vehicle within the Little Traverse Bay Bands of Odawa Indians (LTBB) Reservation, a violation of the 2011 LTBB Reservation Natural Resources Rules and Regulations, § VI (I) (1).

At a sentencing hearing held on December 12, 2011, the Court, upon the recommendation of the Probation Officer and Tribal Prosecutor, sentenced the Defendant to fifteen hours of community service to be completed with the LTBB Natural Resources Department.

Therefore, it is **ORDERED** that the Defendant, Austin Michael Schlappi, shall complete fifteen (15) hours of community service with the Little Traverse Bay Bands of Odawa Indians Natural Resources Department by January 3, 2012.

December 12, 2011
December 12, 2011

Jenny Lee Kronk
Hon. Jenny Lee Kronk, LTBB Associate Judge

Certification of Service

I certify that a copy of the Order Following Hearing was served upon the following parties:

-By First Class Mail

Defendant

Austin Schlappi
3986 West Levering Road
Harbor Springs, MI 49740

-By Internal Mail

LTBB Tribal Prosecutor

Matthew Lesky
7500 Odawa Circle
Harbor Springs, MI 49740


LTBB Probation

Joseph Lucier
7500 Odawa Circle
Harbor Springs, MI 49740

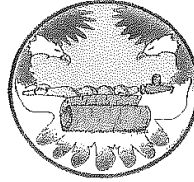
LTBB Natural Resources Department
Officer

Michael McCreery
7500 Odawa Circle
Harbor Springs, MI 49740

On 12/12/2011 4:12:36 PM



Cynthia Brouckaert, Court Clerk



LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS TRIBAL COURT
7500 Odawa Circle ~ Harbor Springs, MI 49740 ~ (231) 242-1462

CIVIL DIVISION

The Little Traverse Bay Bands of Odawa Indians
Natural Resources Department, Plaintiff,

V.

H-066-1011
Hon. Jenny Lee Kronk

Austin Michael Schlappi, Defendant.

Matthew Lesky
Tribal Prosecutor for the Plaintiff
7500 Odawa Circle
Harbor Springs, MI 49740
(231) 242-1466

Austin Michael Schlappi
Defendant *In pro per*
3986 Levering Road
Harbor Springs, MI 49740

ORDER FOLLOWING HEARING

The Little Traverse Bay Bands of Odawa Indians Conservation Officer, Michael McCreery, issued a civil citation to the Defendant, Austin Michael Schlappi, for Transporting a Loaded Firearm in a Motorized Vehicle within the LTBB Reservation, a violation of the 2011 LTBB Reservation Natural Resources Rules and Regulations, § VI (I) (1), on October 1, 2011. At a hearing held on December 2, 2011, the Defendant pled guilty.

Therefore, it is **ORDERED** that the Defendant, Austin Michael Schlappi, shall meet with the LTBB Probation Officer, Mr. Lucier, early next week for the purpose of preparing a pre-sentence report, and appear at a Sentencing Hearing on Monday, December 12, 2011, at 3:30 p.m. for Sentencing.

Dec. 2, 2011
December 2, 2011

Jenny Lee Kronk
Hon. Jenny Lee Kronk, LTBB Associate Judge

Certification of Service

I certify that a copy of the Order Following Hearing was served upon the following parties:

-By First Class Mail

Defendant

Austin Schlappi
3986 West Levering Road
Harbor Springs, MI 49740

-By Internal Mail

LTBB Tribal Prosecutor

Matthew Lesky
7500 Odawa Circle
Harbor Springs, MI 49740

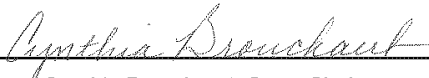
LTBB Probation

Joseph Lucier
7500 Odawa Circle
Harbor Springs, MI 49740

LTBB Natural Resources Department
Officer

Michael McCreery
7500 Odawa Circle
Harbor Springs, MI 49740

On 12/2/2011 4:11:15 PM



Cynthia Brouckaert, Court Clerk