

# St. Regis Mohawk Tribal Court

**Physical Address:**

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Chief Judge P.J. Herne, JD  
Hon. Steven B. Cook  
Hon. Lois Terrance  
Court Atty. Barbara Gray, JD, PhD  
Court Clerk Jennifer Brown

DATE: June 25, 2012

Case # 12-TRF-00259

**RE: St. Regis Mohawk Tribe vs. Robbi Cook**

Ms. Robbi Cook appeared before the Traffic Court on June 18, 2012 regarding St. Regis Mohawk Tribe Police Department [hereinafter, SRMT PD] ticket #14809 issued by Tribal Officer R.J. Swamp on June 3<sup>rd</sup>, 2012. Prior to this initial appearance, Ms. Cook filed, on June 13, 2012 a request asking the Court to obtain information from the SRMT Police regarding said speeding ticket. This request was forwarded to Traffic Court Judge Lois Terrance to decide at Ms. Cook's initial appearance.

Ms. Cook, at this initial appearance, was asked by Judge Terrance if she admitted or denied the allegation of ticket #14809. Ms Cook responded that she denied the allegation and that she had her cruise control on and was not speeding. Judge Terrance informed Ms. Cook that a denial of the ticket meant that the Court would schedule a time, in the future, for a full hearing. Ms. Cook, then requested that the Court provide her with copies of the radar report and officer training for Officer R.J. Swamp, which she alleges she could not obtain from SRMT PD.

Judge Terrance reviewed Ms. Cook's June 13, 2012 request that asks the Court to order the SRMT Police to provide the following information:

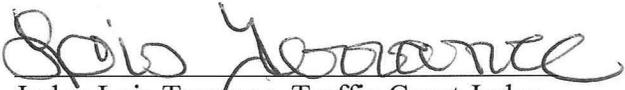
Can I see up to 3 months calibration logs and readout for the day and 3 months prior to offense [ticket] #14809. Also I would like to see the Officer's training for radar guns in class and on field training, arrest reports for the date of the offense #14809 for the Officer Ronald Swamp. I would also like to have this information provided before the Court date. (*See*, Defendant's request dated June 13, 2012).

Judge Terrance explained to Ms. Cook that at the hearing Officer R.J. Swamp would be present to testify as to his training and explain how the radar is used and calibrated. Ms Cook was asked if she had any witnesses to which she responded her father, Dominick Cook, who was in the car with her.

The Court recognizes its' inherent power to order the SRMT Chief of Police to prepare records and reports as prescribed by the Court. (*See*, SRMT Traffic Code 98-41 (1998); *see also* SRMT

TCR 2008-19 SRMT Tribal Code §VII (A)). However, since the case is going to a full hearing and the SRMT Officer will be present to answer questions, from Ms Cook, pertaining to the information she seeks, I see no need at this time to issue said requested order.

Respectfully,

  
Judge Lois Terrance, Traffic Court Judge