FILED 10-28-2022 Clerk of Circuit Court Eau Claire County, WI 2022CV000347

STATE OF WISCONSIN CIRCUIT COURT EAU CLAIRE COUNTY BRANCH 3

TOWN OF WASHINGTON, 5750 Old Town Hall Road Eau Claire, Wisconsin 54701

Plaintiff,

VS.

Case No. 22cv347

CITY OF EAU CLAIRE, 203 S. Farwell Street Eau Claire, Wisconsin 54701

Defendant,

and

CDPG Developers, LLC,

Intervening Defendant.

NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT

TO: Douglas Hoffer, Deputy City Attorney City of Eau Claire 203 S. Farwell Street Eau Claire, WI 54701

> William E. Wallo Bakke Norman, S.C. 7 South Dewey Street, Suite 220 Eau Claire, WI 54701

NOTICE OF MOTION

PLEASE TAKE NOTICE that Plaintiff, Town of Washington, by and through its attorneys Stafford Rosenbaum, LLP, moves this court for summary judgment. A hearing

3VP2213.DOCX 1028221045 1 regarding this motion for summary judgment will be at a time and date to be set by the Court.

MOTION

Plaintiff, Town of Washington, by its attorneys, Stafford Rosenbaum LLP, moves this Court for summary judgment in the above-captioned action. The basis for this motion is set forth in the accompanying brief.

DATED this 28th day of October, 2022.

STAFFORD ROSENBAUM LLP

By: Electronically signed by Richard Manthe Richard Manthe, SBN 1099199 Larry A. Konopacki, SBN 1054011 David P. Hollander, SBN 1107233

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