

VI

R. C. No. 273 - 21 - 22. By FINANCE AND PERSONNEL COMMITTEE.
April 18, 2022.

Your Committee to whom was referred R. O. No. 105-21-22 by City Clerk submitting a Summons and Complaint in the matter of Midstate Amusement Games, LLC vs. City of Sheboygan; recommends referring to the Finance and Personnel Committee of the 2022-2023 Council.

F+P
2022-2023 Council

_____	_____
_____	_____
_____	_____
	Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

II

3.2

R. O. No. 105 - 21 - 22. By CITY CLERK. November 15, 2021.

Submitting a Summons and Complaint in the matter of Midstate Amusement Games, LLC vs. City of Sheboygan.

CITY CLERK

F4P

FILED

NOV 04 2021

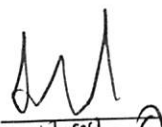
STATE OF WISCONSIN

CIRCUIT COURT

SHEBOYGAN

MIDSTATE AMUSEMENT GAMES, LLC vs. CITY OF
SHEBOYGANElectronic Filing
NoticeCase No. 2021CV000325
Class Code: Money Judgment

08-16-2021

Sheboygan County
Clerk of Circuit Court
2021CV000325
Honorable Angela W.
Sutkiewicz
Branch 3CITY OF SHEBOYGAN
828 CENTER AVENUE, SUITE 103
SHEBOYGAN WI 53081
Process Server
Date: 11/4/21 Time: 12:00 am pm
☐ Personal ☐ Substitute
☐ Posted ☐ Corporate

Case number 2021CV000325 was electronically filed with/converted by the Sheboygan County Circuit Court office. The electronic filing system is designed to allow for fast, reliable exchange of documents in court cases.

Parties who register as electronic parties can file, receive and view documents online through the court electronic filing website. A document filed electronically has the same legal effect as a document filed by traditional means. Electronic parties are responsible for serving non-electronic parties by traditional means.

You may also register as an electronic party by following the instructions found at <http://efiling.wicourts.gov/> and may withdraw as an electronic party at any time. There is a \$20.00 fee to register as an electronic party. This fee may be waived if you file a Petition for Waiver of Fees and Costs Affidavit of Indigency (CV-410A) and the court finds you are indigent under §814.29, Wisconsin Statutes.

If you are not represented by an attorney and would like to register an electronic party, you will need to enter the following code on the eFiling website while opting in as an electronic party.

Pro Se opt-in code: 5414c5

Unless you register as an electronic party, you will be served with traditional paper documents by other parties and by the court. You must file and serve traditional paper documents.

Registration is available to attorneys, self-represented individuals, and filing agents who are authorized under Wis. Stat. 799.06(2). A user must register as an individual, not as a law firm, agency, corporation, or other group. Non-attorney individuals representing the interests of a business, such as garnishees, must file by traditional means or through an attorney or filing agent. More information about who may participate in electronic filing is found on the court website.

If you have questions regarding this notice, please contact the Clerk of Circuit Court at 920-459-3068.

Sheboygan County Circuit Court
Date: August 17, 2021

FILED
08-16-2021
Sheboygan County
Clerk of Circuit Court
No. 2021CV000325
Honorable Angela W.
Sutkiewicz
Branch 3

STATE OF WISCONSIN

CIRCUIT COURT
CIVIL DIVISION

SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC
1161 Industrial Parkway
Fond du Lac, Wisconsin 54937,

Plaintiff,

v.

Case No. _____
Money Judgment - 30301

CITY OF SHEBOYGAN
828 Center Avenue, Suite 103
Sheboygan, Wisconsin 53081,

Defendant.

SUMMONS

THE STATE OF WISCONSIN, To each person named above as a defendant:

You are hereby notified that the Plaintiff named above has filed a lawsuit or other legal action against you. The Complaint, which is attached, states the nature and basis of the legal action.

Within twenty (20) days of receiving this Summons, you must respond with a written answer, as that term is used in Chapter 802 of the Wisconsin Statutes, to the Complaint. The Court may reject or disregard an answer that does not follow the requirements of the statutes. The answer must be sent or delivered to the Court, whose address is Sheboygan County Circuit Court, 615 N. 6th Street, Sheboygan, Wisconsin 53081, and to Douglas A. Pessefall, Reinhart Boerner Van Deuren s.c., Plaintiff's attorney, whose address is 1000 N. Water Street, Suite 1700, Milwaukee, Wisconsin 53202. You may have an attorney help or represent you.

If you do not provide a proper answer within twenty (20) days, the Court may grant judgment against you for the award of money or other legal action requested in the Complaint,

and you may lose your right to object to anything that is or may be incorrect in the Complaint. A judgment may be enforced as provided by law. A judgment awarding money may become a lien against any real estate you own now or in the future, and may also be enforced by garnishment or seizure of property.

Dated this 16th day of August, 2021.

Reinhart Boerner Van Deuren s.c.
1000 North Water Street, Suite 1700
Milwaukee, WI 53202

Douglas A. Pessefall
State Bar No. 1034109
dpessefall@reinhartlaw.com

Mailing Address:
P.O. Box 2965
Milwaukee, WI 53201-2965
Telephone: 414-298-1000
Facsimile: 414-298-8097

BY s/Douglas A. Pessefall
Attorney for Plaintiff
Midstate Amusement Games, LLC

FILED
08-16-2021
Sheboygan County
Clerk of Circuit Court
2021CV000325
Honorable Angela W.
Sutkiewicz
Branch 3

STATE OF WISCONSIN

CIRCUIT COURT
CIVIL DIVISION

SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC
1161 Industrial Parkway
Fond du Lac, Wisconsin 54937,

Plaintiff,

v.

Case No. _____
Money Judgment - 30301

CITY OF SHEBOYGAN
828 Center Avenue, Suite 103
Sheboygan, Wisconsin 53081,

Defendant.

COMPLAINT

Plaintiff Midstate Amusement Games, LLC, by and through its attorney, Douglas A. Pessefall of Reinhart Boerner Van Deuren s.c., and pursuant to Wis. Stat. §§ 74.35 and 801.02, states and alleges its Complaint against Defendant City of Sheboygan as follows:

INTRODUCTION AND PARTIES

1. This is an action under Wis. Stat. § 74.35 to recover unlawful taxes that were imposed on Plaintiff Midstate Amusement Games, LLC by Defendant City of Sheboygan for the 2020 tax year, plus statutory interest, with respect to certain personal property located in the City ("Property").

2. The Property is identified on City records as Account 59281860858P.

3. The Property and consists of amusement devices, including video games, arcade games, jukeboxes, electronic dart boards, ATMs and other machines.

4. Plaintiff Midstate Amusement Games, LLC ("Midstate") is a Wisconsin limited liability company with its principal office located at 1161 Industrial Parkway, Fond du Lac, Wisconsin 54937.

5. Midstate is the owner of the Property, and is responsible for the payment of property taxes and the prosecution of property tax disputes involving the Property, and is authorized to bring this claim in its own name.

6. Defendant City of Sheboygan ("City") is a body corporate and politic, duly organized as a municipal corporation under Wisconsin law, with its principal office located at 828 Center Avenue, Suite 103, Sheboygan, Wisconsin 53081.

JURISDICTION AND VENUE

7. The Court has personal jurisdiction over the City pursuant to Wis. Stat. §§ 74.35(3)(d) and/or 801.05(2).

8. Venue is appropriate in Sheboygan County pursuant to Wis. Stat. §§ 74.35(3)(d) and/or 801.50(2).

FACTS

9. Midstate is a coin machine operator that provides a wide spectrum of gaming products and services to businesses in East Central Wisconsin including Oshkosh, Fond du Lac, Sheboygan, West Bend, Campbellsport, Kewaskum, Random Lake, Jackson, Plymouth, Ripon, Waupun, and the surrounding communities.

10. In early 2020, Midstate timely filed a Statement of Personal Property on which Midstate reported all of its assessable personal property located within the City as of January 1, 2020 ("Statement").

11. The Statement properly excluded personal property that was exempt by law from taxation.

12. For example, "machinery," which is defined by Wis. Stat. § 70.111(27)(a) to "mean a structure or assemblage of parts that transmits force, motion, or energy from one part to another in a predetermined way by electrical, mechanical, or chemical means," is exempt from personal property tax.

13. The Property includes machinery.

14. Notwithstanding the Statement, the City assessed the Property at \$450,810.00 as of January 1, 2020 ("Assessed Value").

15. Based on the Assessed Value, the City issued Midstate a 2020 tax bill in the amount of \$12,093.86 ("Tax Bill").

16. Midstate timely paid the Tax Bill issued by the City, and is aggrieved by the levy and collection of an unlawful tax against the Property.

17. The Assessment contained one or more palpable errors specified in Wis. Stat. § 74.33(1). Specifically, the Property was exempt from general property taxation pursuant to Wis. Stat. §§ 70.111(27)(a) as of January 1, 2020 because most of the Property consisted of machinery not used in manufacturing.

18. Accordingly, following the procedure set forth in Wis. Stat. § 74.35 to recover taxes with respect to exempt property, on January 28, 2021, Midstate timely served on the City a claim for refund to recover the tax paid in connection with the Tax Bill ("Refund Claim"). A copy of the Refund Claim as served on the City is attached hereto as Exhibit A.

19. By letter received on or about May 17, 2021, Midstate received a notice of disallowance with respect to its Refund Claim from the City ("Notice"). A copy of the Notice is attached hereto as Exhibit B.

20. Midstate was aggrieved by the levy and collection of tax on the Property and the City's failure to grant the Refund Claim.

21. Moreover, the City's failure to exempt the Property violated the rule of uniform taxation pursuant to Article VIII, Section 1 of the Wisconsin Constitution ("Uniformity Clause").

CLAIM FOR RELIEF

22. All of the foregoing paragraphs are incorporated as if fully re-alleged.

23. A tax with respect to property that was exempt by law is an "unlawful tax" pursuant to Wis. Stat. §§ 74.35(1) and 74.33(1)(c).

24. Midstate is a person aggrieved by the levy and collection of unlawful taxes by the City, and is, therefore, entitled to a refund of the tax pursuant to Wis. Stat. § 74.35(2), together with interest as provided by Wis. Stat. § 74.35(4).

25. With respect to the Refund Claim, Midstate is entitled to a refund in the amount of approximately \$12,093.86, or such greater amount as may be determined by the Court, plus interest.

WHEREFORE, Midstate respectfully requests that the Court:

A. Find that the Property was exempt as machinery pursuant to Wis. Stat. § 70.111(27)(a);

B. Find that the Property was non-uniform with the assessments of other exempt and/or non-exempt property;

- C. Find that the Property subject to the 2020 Assessment included the value of exempt property;
- D. Find that Midstate paid tax on the 2020 Assessment;
- E. Find that the tax paid on the 2020 Assessment constituted an unlawful tax for which Midstate is entitled to a refund;
- F. Enter a judgment in favor of Midstate and against the City in the amount of:
1. The Tax Bill; and
 2. Interest on the tax paid at the rate of 0.8% per month computed from the date the Refund Claim was served on the City; and
 3. Costs and attorney's fees as allowed by law; and
 4. Grant such other and further relief as the Court deems just and equitable.

Dated this 16th day of August, 2021.

Reinhart Boerner Van Deuren s.c.
1000 North Water Street, Suite 1700
Milwaukee, WI 53202

Douglas A. Pessefall
State Bar No. 1034109
dpessefall@reinhartlaw.com

Mailing Address:
P.O. Box 2965
Milwaukee, WI 53201-2965
Telephone: 414-298-1000
Facsimile: 414-298-8097

BY s/Douglas A. Pessefall
Attorney for Plaintiff
Midstate Amusement Games, LLC

AFFIDAVIT OF SERVICE ON CORPORATION

STATE OF WI

CIRCUIT

COURT

SHEBOYGAN

IN RE : MIDSTATE AMUSEMENT GAMES -VS- CITY OF SHEBOYGAN
CASE # : 59281860858P

FILED

08-16-2021

Sheboygan County

Clerk of Circuit Court

2021CV000325

Honorable Angela W.
Sutkiewicz

Branch 3

Being duly sworn on my oath, I, STEPHEN MAJORS declare that
I am a resident of the state of wisconsin over the age of eighteen and not a
party to this action.

I served CITY OF SHEBOYGAN
by leaving a true and correct copy of the
: 2020 CLAIM FOR UNLAWFUL TAX
with MELISSA CLEVINGER \ DEPUTY CLERK
on 01/28/21 at 02:45PM
at 828 CENTER AVE #103 SHEBOYGAN, WI 53081-

STEPHEN MAJORS

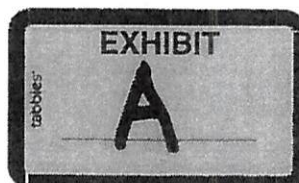
State of Wisconsin, Milwaukee, County
Subscribed and Sworn, to before me,

a Notary Public, on 01/29/21

My commission expires on 4/19/24

MYHRE PROCESS/ Milwaukee, WI 53203

Free





Reinhart Boerner Van Deuren s.c.
P.O. Box 2965
Milwaukee, WI 53201-2965

1000 North Water Street
Suite 1700
Milwaukee, WI 53202-3197

Telephone: 414.298.1000
Fax: 414.298.8097
Toll Free: 800.553.6215
reinhartlaw.com

January 28, 2021

Douglas A. Pessefall
Direct Dial: 414-298-8311
dpessefall@reinhartlaw.com

CLAIM OF UNLAWFUL TAX

HAND DELIVERED

Ms. Meredith DeBruin
Clerk
City of Sheboygan
828 Center Avenue, Suite 103
Sheboygan, WI 53081

Dear Ms. DeBruin:

Re: Midstate Amusement Games, LLC
Parcel No. 59281860858P

On behalf of Midstate Amusement Games, LLC ("Claimant"), we hereby serve this claim of unlawful tax ("Claim") on the City of Sheboygan ("City") with respect to the above-referenced personal property account ("Property"). You are directed to serve a copy of any notice of disallowance on the undersigned agent of the Claimant.

1. This Claim is brought pursuant to Wis. Stat. § 74.35 for a refund of unlawful taxes collected from the Claimant by the City for the 2020 tax year, plus interest as provided by law, with respect to certain property located in the City and known by the personal property tax Account Number 59281860858P.

2. At all times relevant to this Claim, the Claimant was the owner of the Property, was responsible for the payment of taxes imposed with respect to the Property and the prosecution of tax disputes involving the Property, and is authorized to bring this Claim in its own name.

3. The City is a body corporate and politic, duly organized as a municipal corporation under Wisconsin law, with its principal office located at 828 Center Avenue, Suite 103, Sheboygan, Wisconsin 53081.

4. The basis for this Claim is that one or more palpable errors specified in Wis. Stat. § 74.33(1) were made. Specifically, the Property included machinery, tools and/or patterns exempt from taxation pursuant to Wis. Stat. § 70.111(27); the Property included assets no longer

Meredith DeBruin Deputy Clerk

Ms. Meredith DeBruin
January 28, 2021
Page 2

used in a trade or business as of the assessment date; the Property included real property that was not subject to personal property tax and was, therefore, subject to double taxation; and/or the assessment of the Property violated the Uniformity, Due Process and Equal Protection clauses of the Wisconsin Constitution.

5. The Claimant timely filed a Statement of Personal Property on which the Claimant reported all of its assessable personal property located within the City as of January 1, 2020 ("Statement"). The Statement properly excluded personal property that was exempt by law from taxation.

6. Notwithstanding the Statement, the City assessed the Property subject to this claim, which was assessed by the City at \$450,810.00 as of January 1, 2020 ("Assessed Value").

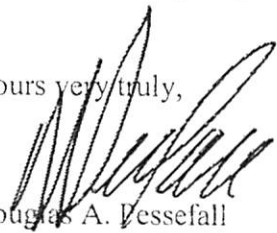
7. Based on the Assessed Value, the City issued the Claimant a 2020 tax bill in the amount of \$12,093.86 ("Tax Bill").

8. The Claimant timely paid the Tax Bill issued by the City, and is aggrieved by the levy and collection of an unlawful tax against the Property.

9. The amount of this Claim is \$12,093.86, plus interest.

By this letter, the Claimant stated a valid claim to recover the unlawful tax paid with respect to its Property. The Claimant respectfully requests the City to grant this Claim within 90 days from the date of service hereof.

Yours very truly,



Douglas A. Vessefall

44881400

Enc.

PERSONAL PROPERTY TAX BILL FOR 2020

Bill #: 1129

Parcel #: 59281860858P

All Parcel #:

MIDSTATE AMUSEMENT GAMES, LLC
1219 APPLETON RD
MENASHA WI 54952-1501

CITY OF SHEBOYGAN

To view payments, property
information, and maps go to
treasurer.sheboygancounty.com

Total Due For Full Payment

By January 31, 2021
\$12,093.86

-- OR --

Pay First Installment

By January 31, 2021
\$12,093.86

Make Check Payable and Mail to:

CITY OF SHEBOYGAN
FINANCE DEPARTMENT
828 CENTER AVENUE
SHEBOYGAN WI 53081-4442
920-459-3311Tear off this stub and include with your first or full payment. If receipt is needed, send a self-addressed stamped envelope.
If payment is made by check, receipt is not valid until check has cleared at bank.

Municipality Location	Collection Dates/Times	Bank Collection Site	Bank Collection Hours
City of Sheboygan	Payments are to be made at one of the 3 Wisconsin Bank & Trust locations in Sheboygan.	Wisconsin Bank & Trust 4210 Highway 42 North, Sheboygan	Bring Tax Bill, Payment, Envelope Drive-Thru Drop Off Service only
NO IN-PERSON PAYMENTS WILL BE ACCEPTED IN CITY HALL	ONLY DROP OFF SERVICE AVAILABLE IN BANKS DRIVE-THRU. Enclose a self-addressed stamped envelope if you would like a receipt.	655 S Taylor Drive, Sheboygan 3229 S Business Drive, Sheboygan	Mon-Fri - 8:00 to 4:00 No Saturday collection Closed 12/24/20, 12/25/20, 01/01/21, and 01/18/21

IF REQUESTING A RECEIPT, INCLUDE A SELF-ADDRESSED STAMPED ENVELOPE. THIS INCLUDES DROPPED OFF PAYMENTS AT BANK DRIVE-THRU.

IMPORTANT INFORMATION: NO IN-PERSON PAYMENTS WILL BE ACCEPTED IN CITY HALL.

Drop Box: Located on west side of City Hall - 828 Center Avenue, Sheboygan

Online Payments: 12/24/20, 12/25/20, 12/31/20, 1/1/21

Other Information: www.cityofsheboygan.gov - Click on property tax payment options banner on homepage. NOTE: Service fees apply.

Email tax questions and receipt requests to: janth@cityofsheboygan.gov

920-459-3311

COT

26306

STATE OF WISCONSIN

PERSONAL PROPERTY TAX BILL FOR 2020

CITY OF SHEBOYGAN
SHEBOYGAN COUNTY

Property Address

Assessed Value Land

Personal

450,810

Total Assessed Value

450,810

Assessment Ratio

0.8108

Estimated Value

450,810

Estimated Value

450,810

Estimated Value

450,810

Estimated Value

450,810

Estimated Value

450,810

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Estimated Value

450,810

Estimated Value

450,810

SECID 550

BILL NO. 1129

COUNTY OF SHEBOYGAN

PARCEL#: 59281860858P

Total Estimated Fair Market Value

556,000

A star in the box means

Unpaid prior year taxes

12,093.86

12,093.86

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TOTAL DUE FOR FULL PAYMENT

PAY BY January 31, 2021

\$ 12,093.86

Warning: If not paid by due date, installment

option is lost and total tax is delinquent subject to

interest and, if applicable, penalty.

Failure to pay on time. See reverse.

RETAIN THIS

PORTION AS

YOUR COPY

SEE REVERSE

SIDE FOR

IMPORTANT

INFORMATION

Year

2037

Increase

111.85

FOR INFORMATIONAL PURPOSES ONLY

- Voter Approved Temporary Tax Increases

Taxing Jurisdiction

SHEBOYGAN SCHOOL

Total

595,435.00

Additional Taxes

Applied to Property

111.85

Total Additional Taxes

111.85

Private Equipment



City of
Sheboygan
spirit on the lake.

May 13, 2021

CERTIFIED & RESTRICTED MAIL

Attorney Douglas Pessefall
Reinhart Boerne Van Deuren S.C.
P.O. Box 2965
Milwaukee, WI 53261-2965

Re: Midstate Amusement Games, LLC Claim Against the City of Sheboygan
Date of Loss: Tax Year 2020
Claim No. 23-20

Dear Attorney Pessefall:

City of Sheboygan staff have reviewed and considered your claim dated January 28, 2021, concerning recovery of allegedly unlawful taxes. As a result, the City is denying the claim in full.

Please be advised that no lawsuit may be brought on this claim against the City of Sheboygan or any of its officials, officers, agents or employees after ninety (90) days from the date of receipt of this letter.

If you have any further questions on this claim, contact the City Attorney's office at 459-3917.

Sincerely,


Charles C. Adams
CITY ATTORNEY

CCA/mms

CITY ATTORNEY'S OFFICE

CITY HALL
828 CENTER AVENUE
SUITE 210
SHEBOYGAN, WI 53081

920/459-3917
FAX 920/459-3919

www.sheboyganwi.gov

cc: City Clerk Meredith DeBruin
Accountant Christina Lueptow
City Assessor Michael Grota
Director of Liability Claims Allison DeFranze



STATE OF WISCONSIN**CIRCUIT COURT****SHEBOYGAN COUNTY**MIDSTATE AMUSEMENT GAMES, LLC vs. CITY OF
SHEBOYGAN**Electronic Notice
Status Change**Case No: 2021CV000325

CITY OF SHEBOYGAN
828 CENTER AVENUE, SUITE 103
SHEBOYGAN WI 53081

For 2021CV000325, the electronic notice preference for Sara Stellpflug Rapkin, Wisconsin attorney for MIDSTATE AMUSEMENT GAMES, LLC, has changed.

Sara Stellpflug Rapkin has registered as an electronic notice party and has agreed to file any documents and receive all communications from the court for this case electronically. You will no longer need to provide traditional paper documents to this party. You still need to provide traditional paper documents to the court and any other parties who are not electronically filing.

If you have any questions regarding this notice, please contact our office at 920-459-3068.

Sheboygan County Circuit Court
Date: September 24, 2021

FILED
09-24-2021
Sheboygan County
Clerk of Circuit Court
2021CV000325

STATE OF WISCONSIN
CIRCUIT COURT
SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that Sara Stellpflug Rapkin of the law firm Reinhart Boerner Van Deuren s.c. hereby appears on behalf of Plaintiff, Midstate Amusement Games, LLC, in this action and requests that all notices and other documents in this action also be served upon her via the Court's e-filing system or at the address set forth below.

Dated this 24th day of September, 2021.

REINHART BOERNER VAN DEUREN S.C.
1000 North Water Street, Suite 1700
Milwaukee, WI 53202
Telephone: 414-298-1000
Facsimile: 414-298-8097

Electronically signed by Sara Stellpflug Rapkin
Sara Stellpflug Rapkin
srapkin@reinhartlaw.com
State Bar ID No. 1076539
*Attorney for Plaintiff Midstate Amusement
Games, LLC*

STATE OF WISCONSIN**CIRCUIT COURT****SHEBOYGAN COUNTY**MIDSTATE AMUSEMENT GAMES, LLC vs. CITY OF
SHEBOYGAN**Electronic Notice
Status Change**Case No: 2021CV000325

CITY OF SHEBOYGAN
828 CENTER AVENUE, SUITE 103
SHEBOYGAN WI 53081

For 2021CV000325, the electronic notice preference for Kristina Somers, Wisconsin attorney for MIDSTATE AMUSEMENT GAMES, LLC, has changed.

Kristina Somers has registered as an electronic notice party and has agreed to file any documents and receive all communications from the court for this case electronically. You will no longer need to provide traditional paper documents to this party. You still need to provide traditional paper documents to the court and any other parties who are not electronically filing.

If you have any questions regarding this notice, please contact our office at 920-459-3068.

Sheboygan County Circuit Court
Date: September 24, 2021

FILED
09-24-2021
Sheboygan County
Clerk of Circuit Court
2021CV000325

STATE OF WISCONSIN
CIRCUIT COURT
SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that Kristina E. Somers of the law firm Reinhart Boerner Van Deuren s.c. hereby appears on behalf of Plaintiff, Midstate Amusement Games, LLC, in this action and requests that all notices and other documents in this action also be served upon her via the Court's e-filing system or at the address set forth below.

Dated this 24th day of September, 2021.

REINHART BOERNER VAN DEUREN S.C.
1000 North Water Street, Suite 1700
Milwaukee, WI 53202
Telephone: 414-298-1000
Facsimile: 414-298-8097

Electronically signed by Kristina E. Somers
Kristina E. Somers
ksomers@reinhartlaw.com
State Bar ID No. 1026028
*Attorney for Plaintiff Midstate Amusement
Games, LLC*

STATE OF WISCONSIN

CIRCUIT COURT

SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC vs. CITY
OF SHEBOYGAN**Electronic Notice
Status Change**

Case No.: 2021CV000325

FILED

09-27-2021

Sheboygan County

Clerk of Circuit Court

2021CV000325

CITY OF SHEBOYGAN
828 CENTER AVENUE, SUITE 103
SHEBOYGAN WI 53081

For 2021CV000325, the electronic notice preference for Douglas A. Pessefall, attorney for MIDSTATE AMUSEMENT GAMES, LLC, has changed.

Douglas A. Pessefall is no longer an electronic notice party and will not be filing any documents or receiving any communications from the court for this case electronically. You will need to provide traditional paper documents to this party and the court.

If you have questions regarding this notice, please contact our office at 920-459-3068.

Sheboygan County Circuit Court

Date: September 27, 2021

FILED
09-27-2021
Sheboygan County
Clerk of Circuit Court
2021CV000325

STATE OF WISCONSIN
CIRCUIT COURT
SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21-CV-325
Money Judgment - 30301

CITY OF SHEBOYGAN,

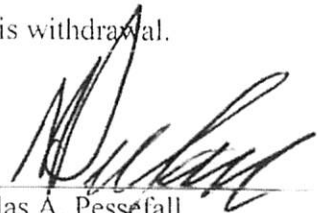
Defendant.

NOTICE OF WITHDRAWAL

PLEASE TAKE NOTICE that Attorney Douglas A. Pessefall hereby withdraws his appearance as counsel of record on behalf of plaintiff Midstate Amusement Games, LLC ("Plaintiff") in the above-captioned matter. Plaintiff will continue to be represented by Reinhart Boerner Van Deuren s.c. through Attorneys Kristina E. Somers, Sara Stellpflug Rapkin and Karla M. Nettleton. No party should be prejudiced by this withdrawal.

Dated this 23 day of September, 2021.

Mailing Address:
2512 N. 89th Street
Wauwatosa, WI 53226
Telephone: 414-698-1301



Douglas A. Pessefall
State Bar No. 1034109

STATE OF WISCONSIN**CIRCUIT COURT****SHEBOYGAN COUNTY**MIDSTATE AMUSEMENT GAMES, LLC vs. CITY OF
SHEBOYGAN**Electronic Notice
Status Change**Case No: 2021CV000325

CITY OF SHEBOYGAN
828 CENTER AVENUE, SUITE 103
SHEBOYGAN WI 53081

For 2021CV000325, the electronic notice preference for Karla M Nettleton, Wisconsin attorney for MIDSTATE AMUSEMENT GAMES, LLC, has changed.

Karla M Nettleton has registered as an electronic notice party and has agreed to file any documents and receive all communications from the court for this case electronically. You will no longer need to provide traditional paper documents to this party. You still need to provide traditional paper documents to the court and any other parties who are not electronically filing.

If you have any questions regarding this notice, please contact our office at 920-459-3068.

Sheboygan County Circuit Court
Date: September 27, 2021

STATE OF WISCONSIN
CIRCUIT COURT
SHEBOYGAN COUNTY

MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that Karla M. Nettleton of the law firm Reinhart Boerner Van Deuren s.c. hereby appears on behalf of Plaintiff, Midstate Amusement Games, LLC, in this action and requests that all notices and other documents in this action also be served upon her via the Court's e-filing system or at the address set forth below.

Dated this 24th day of September, 2021.

REINHART BOERNER VAN DEUREN S.C.
1000 North Water Street, Suite 1700
Milwaukee, WI 53202
Telephone: 414-298-1000
Facsimile: 414-298-8097

Electronically signed by Karla M. Nettleton
Karla M. Nettleton
knettleton@reinhartlaw.com
State Bar ID No. 1098960
*Attorney for Plaintiff Midstate Amusement
Games, LLC*