

II

3.0

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.

F4P

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CITY CLERK

FILED

NOV 04 2021

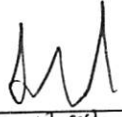
STATE OF WISCONSIN

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  
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.

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**SUMMONS**

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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**

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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

Free

MYHRE PROCESS/ Milwaukee, WI 53203





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

CITY OF SHEBOYGAN

Bill #: 1129

Parcel #: 59281860858P

Alt. Parcel #:

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

## Total Due For Full Payment

By January 31, 2021  
\$12,093.86

## 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  
920-459-3311

Tear 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 all banks.

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		855 S Taylor Drive, Sheboygan	Mon-Fri - 8:00 to 4:00
WILL BE ACCEPTED IN	ONLY DROP OFF SERVICE AVAILABLE IN BANKS	3225 S Business Drive, Sheboygan	No Saturday collection
CITY HALL	DRIVE-THRU. Envelope is self-addressed stamped envelope if you would like a receipt.		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.

Drop Box:

Delies Municipality Closed:

Online Payments:

Other Information:

Telephone:

NOTE: Service fees apply.

www.thechequedrop.com - Click on property tax payment options banner on homepage. NOTE: Service fees apply.

920-459-3311

COT

8/31/20

26306

STATE OF WISCONSIN  
PERSONAL PROPERTY TAX BILL FOR 2020  
CITY OF SHEBOYGAN  
SHEBOYGAN COUNTYBILL NO. 1129  
Check the box for the type of property you own and refer to parcel number  
PARCEL#: 59281860858P

SECM 650

Property Address

Assessed Value Land	Assessed Value Improvements	Total Assessed Value	Assessment Ratio	Assessed Value Land	Personal	Property	Est. Fair Market Value	Total Est. Fair Market Value
Personal	Property	450,810	0.8108	Personal	Property	Property	556,000	12,093.86
State of Wisconsin	1,676,384	1,788,950	3,038.20	2020	Net Tax	% Tax Change	Gross Property Tax	12,093.86
Sheboygan County	13,124,440	13,404,466	5,310.01	2019	Net Tax	% Tax Change	First Dollar Credit	17,093.86
City of Sheboygan	60,579,469	63,347,472	4,856.74	2018	Net Tax	% Tax Change	Lottery Credit	
Sheboygan School	2,863,312	3,016,646	475.70	2017	Net Tax	% Tax Change	Net Property Tax	
LTC								
Total	78,243,605	81,557,534	13,680.65	2020	Net Tax	% Tax Change		
	First Dollar Credit			2019	Net Tax	% Tax Change		
	Lottery & Gaming Credit			2018	Net Tax	% Tax Change		
	Net Property Tax			2017	Net Tax	% Tax Change		

School taxes reduced by	\$ 826.85	IMPORTANT: Be sure this description covers your property. This school levy tax credit	Net Assessed Value Rates	(Does NOT include credits)
MIDSTATE AMUSEMENT GAMES, LLC			0.026826955	
1219 APPLETON RD				
MENASHA WI 54952-1501				

FOR INFORMATIONAL PURPOSES ONLY  
- Voter Approved Temporary Tax Increases  
Taxing Jurisdiction  
SHEBOYGAN SCHOOLTotal Additional Taxes  
Applied to Property  
111.85  
Total  
595,435.00  
Year  
2037SEE REVERSE  
SIDE FOR  
IMPORTANT  
INFORMATIONRETAIN THIS  
PORTION AS  
YOUR COPY

## 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.

PA-6553 (R 8-15)





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](http://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

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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

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MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325  
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

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NOTICE OF APPEARANCE

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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

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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

STATE OF WISCONSIN  
CIRCUIT COURT  
SHEBOYGAN COUNTY

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MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325  
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

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**NOTICE OF APPEARANCE**

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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

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MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

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

CITY OF SHEBOYGAN,

Defendant.

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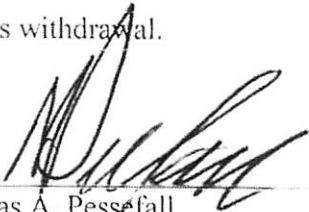
**NOTICE OF WITHDRAWAL**

---

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

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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

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

STATE OF WISCONSIN  
CIRCUIT COURT  
SHEBOYGAN COUNTY

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MIDSTATE AMUSEMENT GAMES, LLC,

Plaintiff,

v.

Case No. 21CV325  
Money Judgment - 30301

CITY OF SHEBOYGAN

Defendant.

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**NOTICE OF APPEARANCE**

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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*