

STATE OF WISCONSIN

CIRCUIT COURT

JEFFERSON COUNTY

**TOWN OF SUMNER, et al.**

Case No. 13-CV- 530

Case Code: 30703

Plaintiff,

v.

CLERK OF THE CIRCUIT COURT  
JEFFERSON COUNTY, WISCONSIN  
**FILED**

**BADGERLAND EXCAVATING, CORP., et al.**

**JAN 28 2015**

Defendant.

\_\_\_\_\_ O'CLOCK \_\_\_\_\_ M.  
CARLA J. ROBINSON, Clerk

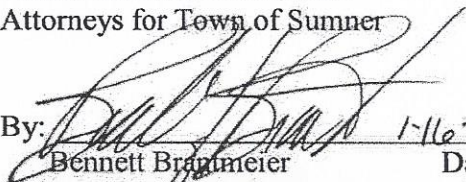
**STIPULATION AND ORDER TO WITHDRAW SECOND AMENDED  
COMPLAINT**

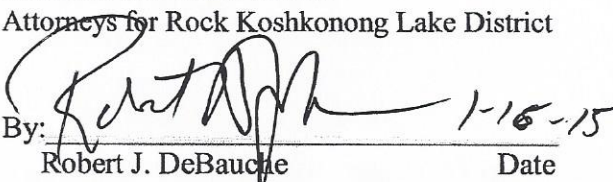
The Plaintiff, Town of Sumner, filed a Second Amended Complaint on November 12, 2014, which among other things included the Rock Koshkonong Lake District as a party-defendant to the proceedings.

After further discovery and discussion, the Plaintiff hereby agrees to withdraw the Second Amended Complaint filed on November 12, 2014 in this action and as consideration, the defendant, Badgerland Excavating, Corp. hereby agrees not to assert liability for Plaintiffs' alleged road damage against the Rock Koshkonong Lake District at trial.

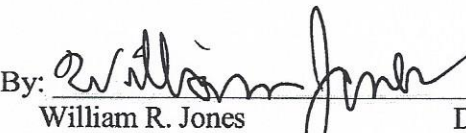
BRANTMEIER LAW, LLC  
Attorneys for Town of Sumner

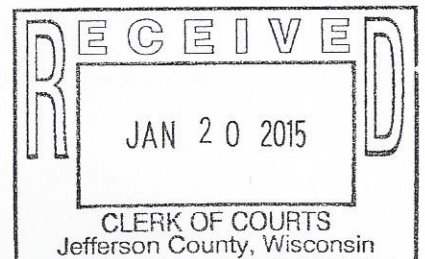
DEBAUCHE LAW FIRM  
Attorneys for Rock Koshkonong Lake District

By:  1-16-15  
Bennett Brantmeier Date  
WI State Bar No. 1019428

By:  1-16-15  
Robert J. DeBauche Date  
WI State Bar No. 1031390

JONES LAW FIRM  
Attorneys for Badgerland Excavating, Corp.

By:  Date  
William R. Jones Date  
WI State Bar No. 1035897

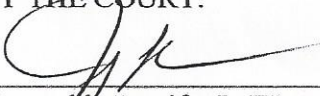


**ORDER**

Based upon the Plaintiff's motion to voluntarily withdraw the Second Amended Complaint and the parties' stipulation contained above, the Rock Koshkonong Lake District is hereby dismissed as a party-defendant to this action with prejudice and without further costs to any party.

Respectfully submitted this 28<sup>th</sup> day of January, 2015.

BY THE COURT:

  
\_\_\_\_\_  
Honorable Jennifer L. Weston  
Circuit Court Judge, Branch I