

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

NINE STORIES, LLC, MARK HOLOUBEK,  
and WILLOW HOLOUBEK,

Plaintiffs,

vs.

CITY OF DAVID CITY, ALAN ZAVODNY,  
Mayor, in an individual and official capacity;  
DANA TROWBRIDGE, in an individual  
capacity; JAMES VANDENBERG, David City  
Planning Commission Member, in an individual  
and official capacity; JIM MASEK, David City  
Planning Commission Member, in an individual  
and official capacity; JANIS CAMERON, David  
City Planning Commission Member, in an  
individual and official capacity; PAM  
KABOREK, David City Planning Commission  
Member, in an individual and official capacity;  
KEITH MARVIN, David City Planning  
Commission Member, in an individual and  
official capacity; JOHN VANDENBERG, City  
Council Member, in their individual and official  
capacity; JESSICA MILLER, City Council  
Member, in their individual and official capacity;  
BRUCE MEYSENBURG, City Council  
Member, in their individual and official capacity;  
KEVIN HOTOVY, City Council Member, in  
their individual and official capacity; PAT  
MEYSENBERG, City Council Member, in their  
individual and official capacity; TAMI COMTE,  
City Clerk of David City, in an individual and  
official capacity; CLAYTON KELLER, in his  
individual and official capacity; MICHAEL  
PAYNE, in his individual and official capacity;  
BUTLER COUNTY, and BRIAN FLORAL, in  
his individual and official capacity;

Defendants.

**4:25CV3016**

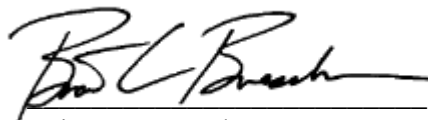
**ORDER ON JOINT STIPULATION OF  
DISMISSAL WITH PREJUDICE**

This case is before the Court on the parties' Joint Stipulation of Dismissal with Prejudice, signed by counsel for the parties. [Filing 44](#). The parties stipulate that all claims and causes of action in this matter should be dismissed with prejudice, with each party to bear its own fees and costs. [Filing 44 at 1](#). Accordingly,

IT IS ORDERED that the parties' Joint Stipulation of Dismissal with Prejudice, [Filing 44](#), is accepted, and all claims and causes of action in this matter are dismissed with prejudice, with each party to bear its own fees and costs.

Dated this 20th day of May, 2025.

BY THE COURT:

A handwritten signature in black ink, appearing to read "B.C. Buescher", written over a horizontal line.

Brian C. Buescher  
United States District Judge