

3015, APPEAL, BILL_OF_COSTS, CLOSED, DECLINE_MJ, PROTECTIVE_ORDER, SPM,

U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:14-cv-00674-bbc

Black Earth Meat Market, LLC et al v. Village Of Black Earth et al

Assigned to: District Judge Barbara B. Crabb
Referred to: Magistrate Judge Stephen L. Crocker
Cause: 42:1983 Civil Rights Act

Date Filed: 10/02/2014
Date Terminated: 11/20/2015
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Black Earth Meat Market, LLC

represented by **Christopher J. Dodge**
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Plaintiff

Kemper Bartlett Durand, Jr.

represented by **Christopher J. Dodge**
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Todd Michael Pfeil
(See above for address)
LEAD ATTORNEY
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Brittany Anne Wilson
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Danielle Elizabeth Baudhuin
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V.

Defendant

Village Of Black Earth

represented by **Lori Marie Lubinsky**
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Defendant

Patrick Troge

represented by **Lori Marie Lubinsky**
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LEAD ATTORNEY
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ATTORNEY TO BE NOTICED

Defendant

Patrick Frey

represented by **Lori Marie Lubinsky**
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LEAD ATTORNEY
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Eric Richard Hunt
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ATTORNEY TO BE NOTICED

Defendant

Ted Pritchett

represented by **Lori Marie Lubinsky**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eric Richard Hunt
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ATTORNEY TO BE NOTICED

Defendant

Thomas Parrell

represented by **Lori Marie Lubinsky**
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LEAD ATTORNEY
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Eric Richard Hunt
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ATTORNEY TO BE NOTICED

Defendant

James Coyle

represented by **Lori Marie Lubinsky**
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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Eric Richard Hunt

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Beth Marty

represented by **Lori Marie Lubinsky**

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Eric Richard Hunt

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ATTORNEY TO BE NOTICED

Defendant

Walt Miller

represented by **Lori Marie Lubinsky**

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Eric Richard Hunt

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/03/2014	<u>1</u>	NOTICE OF REMOVAL from Dane County Circuit Court, Case Number 2014CV1905. (Filing fee \$400 receipt number 0758-1422615), filed by All Defendants. (Attachments: # <u>1</u> Exhibit - Amended Complaint with Exhibits, Dane Co Case #14CV1905 (1 of 2), # <u>2</u> Exhibit - Amended Complaint with Exhibits, Dane Co Case #14CV1905 (2 of 2), # <u>3</u> JS-44 Civil Cover Sheet) (Lubinsky, Lori) Modified on 10/3/2014. (lak) (Entered: 10/03/2014)
10/03/2014		Standard attachments for Magistrate Judge Stephen L. Crocker required to be served on all parties with summons or waiver of service: Corporate Disclosure Statement , Order Regarding Assignment of Civil Cases , Notice of Assignment to a Magistrate Judge and Consent/Request for Reassignment , Order on Dispositive Motions . (jat) (Entered: 10/03/2014)
10/03/2014		Set Telephone Conference: Telephone Pretrial Conference set for 10/30/2014 at 02:30 PM before Magistrate Judge Stephen L. Crocker. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5153. [Standing

		Order Governing Preliminary Pretrial Conference attached] (jat) (Entered: 10/03/2014)
10/03/2014	2	ANSWER by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) (Entered: 10/03/2014)
10/03/2014	3	Corporate Disclosure Statement by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) (Entered: 10/03/2014)
10/06/2014		Case randomly reassigned to District Judge James D. Peterson and Magistrate Judge Stephen L. Crocker. (cak) (Entered: 10/06/2014)
10/08/2014	4	Notice of Appearance for <i>Fuhrman + Dodge, S.C.</i> , filed by Brittany Anne Wilson for Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 10/08/2014)
10/08/2014	5	Corporate Disclosure Statement by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 10/08/2014)
10/10/2014	6	Record from Dane County Circuit Court, Case No. 14CV1905. (Attachments: # 1 Civil Court Record, # 2 Summons and Complaint, # 3 Amended Summons and Complaint, # 4 Affidavits of Service, # 5 Transcript of Village Board Meeting 7/10/2013, # 6 Notice of Removal) (arw) (Entered: 10/14/2014)
10/24/2014	7	Report of Rule 26(f) Planning Meeting. (Lubinsky, Lori) (Entered: 10/24/2014)
10/30/2014		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference held on 10/30/2014 [:10] (cak) (Entered: 10/30/2014)
11/04/2014	8	Pretrial Conference Order - Amendments to Pleadings due 12/12/2014. Dispositive Motions due 8/14/2015. Settlement Letters due 11/20/2015. Motions in Limine due 12/4/2015. Response to Motion due 12/18/2015. Final Pretrial Conference set for 1/13/2016 at 04:00 PM. Jury Selection and Trial set for 1/19/2016 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 11/3/14. (jat) (Entered: 11/04/2014)
11/10/2014	9	ORDER Reassigning Case. Case reassigned to District Judge Barbara B. Crabb for all further proceedings. District Judge James D. Peterson no longer assigned to case. Signed by District Judge William M. Conley on 11/7/2014. (lak) (Entered: 11/10/2014)
12/12/2014	10	Rule 26 Initial Disclosure Report by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr., (Attachments: # 1 Exhibit A - Customer List Dated 12/3/2014) (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)

12/12/2014	11	SECOND AMENDED COMPLAINT against All Defendants, filed by All Plaintiffs. (Attachments: # 1 Summons) (Wilson, Brittany) Modified on 12/15/2014 (jat). Attached summons was not issued. Attorney instructed to use summons form. (Entered: 12/12/2014)
12/12/2014	12	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit A (Part 1) - Transcript of 7/10/2013 Village Board Meeting</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	13	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit A (Part 2) - Transcript of 7/10/2013 Village Board Meeting</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	14	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit B - Transcript of 7/17/2013 Village Police Committee Meeting</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	15	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit C - Copies of Citations</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	16	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit D - Letter Dated 12/11/2013</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	17	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit E - Letter Dated 7/24/2014</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit description. (lak) (Entered: 12/12/2014)
12/12/2014	18	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit F - Letter Dated 8/4/2014. Exhibit G - Transcript of 7/2/2014 Village Board Meeting</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit descriptions. (lak) (Entered: 12/12/2014)
12/12/2014	19	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit H - E-mail Dated 7/21/2014. Exhibit I - Notice of Circumstances Giving Rise to Claims for Damages and Attachments</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit descriptions. (lak) (Entered: 12/12/2014)
12/12/2014	20	Exhibit to 11 Amended Complaint filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. <i>Exhibit J - Letter Dated 1/8/2014. Exhibit K - Wisconsin State Journal Article. Exhibit L - News-Sickle-Arrow Article. Exhibit M - Website Posting. Exhibit N - Decision from Dane County Circuit Court</i> . (Wilson, Brittany) Modified on 12/15/2014 to add exhibit descriptions. (lak) (Entered: 12/12/2014)

12/15/2014	21	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Village of Black Earth</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	22	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Patrick Troge</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	23	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Patrick Frey</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	24	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Ted Pritchett</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	25	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Thomas Parrell</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	26	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant James Coyle</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	27	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Beth Marty</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/15/2014	28	Request for Issuance of Summons by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. <i>as to Defendant Walt Miller</i> . (Wilson, Brittany) Modified on 12/16/2014. (lak) (Entered: 12/15/2014)
12/16/2014	29	Summons Issued as to James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Attachments: # 1 Summons Troge, # 2 Summons Pritchett, # 3 Summons Parrell, # 4 Summons Miller, # 5 Summons Marty, # 6 Summons Frey, # 7 Summons Coyle) (jat) (Entered: 12/16/2014)
12/23/2014	30	ANSWER to Second Amended Complaint by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) (Entered: 12/23/2014)
01/12/2015	31	Affidavit of Service by Plaintiff. James Coyle served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	32	Affidavit of Service by Plaintiff. Village Of Black Earth served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)

01/12/2015	33	Affidavit of Service by Plaintiff. Patrick Frey served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	34	Affidavit of Service by Plaintiff. Beth Marty served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	35	Affidavit of Service by Plaintiff. Walt Miller served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	36	Affidavit of Service by Plaintiff. Thomas Parrell served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	37	Affidavit of Service by Plaintiff. Ted Pritchett served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/12/2015	38	Affidavit of Service by Plaintiff. Patrick Troge served on 1/6/2015, answer due 1/27/2015. (Wilson, Brittany) (Entered: 01/12/2015)
01/22/2015	39	Stipulation to Amend Preliminary Pretrial Conference Order by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) Modified on 1/22/2015. (lak) (Entered: 01/22/2015)
01/22/2015	40	Amended Answer to 11 Second Amended Complaint by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) Modified on 1/23/2015. (lak) (Entered: 01/22/2015)
01/23/2015	41	** TEXT ONLY ORDER ** The parties' stipulation 39 to extend the date by which they may amend their pleadings without leave of court is DENIED. The parties still make seek leave to amend their pleadings pursuant to Rule 15, and the court will freely grant leave as justice requires. At this point in the schedule, the court is the gatekeeper of any proposed amendments. Signed by Magistrate Judge Stephen L. Crocker on 1/22/2015. (voc) (Entered: 01/23/2015)
01/30/2015	42	Motion for Leave to File <i>Amended Answer</i> by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Lubinsky, Lori) (Entered: 01/30/2015)
01/30/2015		Set Deadlines as to 42 Motion for Leave to File <i>Amended Answer</i> . Response due 2/6/2015. (jat) (Entered: 01/30/2015)
02/18/2015	43	ORDER granting 42 Motion for Leave to Amend the Answer. Signed by District Judge Barbara B. Crabb on 2/18/15. (jat) (Entered: 02/18/2015)
02/24/2015	44	Notice of Appearance filed by Eric Richard Hunt for Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Hunt, Eric) (Entered: 02/24/2015)
03/24/2015	45	Motion for Leave to File <i>Amended Complaint</i> by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 03/24/2015)

03/25/2015		Set Deadlines as to 45 Motion for Leave to File <i>Amended Complaint</i> . Response due 4/1/2015. (jat) (Entered: 03/25/2015)
04/06/2015	46	ORDER denying without prejudice 45 Motion for Leave to File Amended Complaint. Signed by District Judge Barbara B. Crabb on 4/6/15. (jls) (Entered: 04/06/2015)
04/07/2015	47	Amended Rule 26 Initial Disclosure Report by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr (Attachments: # 1 Exhibit A - Customer List) (Wilson, Brittany) (Entered: 04/07/2015)
04/30/2015	48	Motion for Leave to File <i>Third Amended Complaint</i> by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Attachments: # 1 Proposed Third Amended Complaint, # 2 Exhibits A-F and I-K, # 3 Exhibits G and H) (Wilson, Brittany) Modified on 5/1/2015. (lak) (Entered: 04/30/2015)
05/13/2015		Set/Reset Briefing Deadlines as to 48 Motion for Leave to File <i>Third Amended Complaint</i> . Brief in Opposition due 5/20/2015. (lak) (Entered: 05/13/2015)
06/15/2015	49	ORDER that the motion for leave to file a third amended complaint by plaintiffs Black Earth Meat Market, LLC and Kemper Bartlett Durand, dkt. # 48 , is GRANTED with respect to plaintiffs' motion to add takings and inverse condemnation claims under article 1, section 13 of the Wisconsin Constitution and to remove their defamation claim. The motion is DENIED with respect to the remaining proposed claims arising under the Wisconsin Constitution. Signed by District Judge Barbara B. Crabb on 6/15/15. (jls) (Entered: 06/15/2015)
06/16/2015	50	THIRD AMENDED COMPLAINT (<i>with court approval</i>) against All Defendants, filed by All Plaintiffs. (Attachments: # 1 Exhibit A - July 10, 2013 Transcript, # 2 Exhibit B - July 17, 2013 Transcript, # 3 Exhibit C - Citation Exhibit, # 4 Exhibit D - Decision and Order on Defendant's Motion for Summary Judgment, # 5 Exhibit E - Village Ltr. 12.11.2013, # 6 Exhibit F - WI Heights School District Letter 07 24 14 Open Records Request, # 7 Exhibit G, H - School District response dated August 4, 2014 (Ex. G) & July 2, 2014 Transcript (Ex. H), # 8 Exhibit I - Email between New Glarus Bank and BEM dated 7.21.14, # 9 Exhibit J - Notice of Claim dated 12.23.13, # 10 Exhibit K - Denial of Notice of Claim dated 1.8.14) (Wilson, Brittany) Modified on 6/23/2015. (lak) (Entered: 06/16/2015)
06/26/2015	51	Expert Report of Paul Evert by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr., (Attachments: # 1 Exhibit A - Paul Evert Resume, # 2 Exhibit B - Sun Prairie Ordinances,

		# 3 Exhibit C - HNTB Relocation Report, # 4 Exhibit D - Black Earth Ordinances) (Wilson, Brittany) Modified on 6/29/2015. (lak) (Entered: 06/26/2015)
06/30/2015	52	ANSWER to Third Amended Complaint by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Hunt, Eric) Modified on 7/1/2015. (lak) (Entered: 06/30/2015)
07/02/2015	53	Affidavit of Service by Plaintiff. Beth Marty served on 6/27/2015, answer due 7/20/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	54	Affidavit of Service by Plaintiff. James Coyle served on 6/26/2015, answer due 7/17/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	55	Affidavit of Service by Plaintiff. Patrick Frey served on 7/1/2015, answer due 7/22/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	56	Affidavit of Service by Plaintiff. Patrick Troge served on 6/26/2015, answer due 7/17/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	57	Affidavit of Service by Plaintiff. Ted Pritchett served on 6/26/2015, answer due 7/17/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	58	Affidavit of Service by Plaintiff. Thomas Parrell served on 6/27/2015, answer due 7/20/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	59	Affidavit of Service by Plaintiff. Walt Miller served on 6/26/2015, answer due 7/17/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/02/2015	60	Affidavit of Service by Plaintiff. Village Of Black Earth served on 6/19/2015, answer due 7/10/2015. (Wilson, Brittany) (Entered: 07/02/2015)
07/27/2015	61	Stipulated Motion for Protective Order by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 07/27/2015)
07/28/2015	62	** TEXT ONLY ORDER ** The parties' jointly-submitted stipulated protective order is accepted and entered by the court with this edit: in the definition of "confidential information" in numbered paragraph 1(a), the phrase "in good faith, believes is used by it" is deleted and replaced with the word "uses." This edit makes the definition objective, as required by circuit law. Signed by Magistrate Judge Stephen L. Crocker on 7/28/2015. (jls) (Entered: 07/28/2015)
08/03/2015	63	Motion for Extension of Time to File Dispositive Motions by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Hunt, Eric) Modified on 8/4/2015. (lak) (Entered: 08/03/2015)
08/06/2015	64	** TEXT ONLY ORDER ** ORDER granting 63 Motion for Extension of Time to File Dispositive Motions. Dispositive Motions due 8/28/2015. Signed by Magistrate Judge Stephen L. Crocker on 8/6/2015. (jls) (Entered: 08/06/2015)

08/26/2015	65	Disregard. Form is blank. Modified on 8/26/2015. (lak) (Entered: 08/26/2015)
08/26/2015	66	Disregard. See 67 . Modified on 8/26/2015. (lak) (Entered: 08/26/2015)
08/26/2015	67	Notice of Appearance (<i>Amended</i>) filed by Danielle Elizabeth Baudhuin for Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Baudhuin, Danielle) Modified on 8/27/2015. (lak) (Entered: 08/26/2015)
08/28/2015	68	Deposition of Shellie Benish taken on 08/12/2015. (Lubinsky, Lori) (Entered: 08/28/2015)
08/28/2015	69	Deposition of Kemper Bartlett Durand, Jr. taken on 06/08/2015- <i>Vol 1</i> , (<u>Sealed Document</u>) (Attachments: # 1 Deposition of Kemper Bartlett Durand, Jr. taken on 7/27/2015, Vol. 2, # 2 Deposition of Kemper Bartlett Durand, Jr. taken on 8/12/2015, Vol. 3) (Lubinsky, Lori) Modified on 8/31/2015: This docket entry contains three depositions; added descriptions. (lak) (Entered: 08/28/2015)
08/28/2015	70	Deposition of Paul Evert taken on 08/03/2015. (Lubinsky, Lori) (Entered: 08/28/2015)
08/28/2015	71	Deposition of Patrick Troge taken on 08/04/2015. (Lubinsky, Lori) (Entered: 08/28/2015)
08/28/2015	72	Disregard. See 90 . Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	73	MOTION FOR SUMMARY JUDGMENT by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. Brief in Opposition due 9/28/2015. Brief in Reply due 10/13/2015. (Hunt, Eric) (Entered: 08/28/2015)
08/28/2015	74	MOTION FOR SUMMARY JUDGMENT by Plaintiff Kemper Bartlett Durand, Jr. Brief in Opposition due 9/28/2015. Brief in Reply due 10/13/2015. (Wilson, Brittany) Modified on 8/31/2015: See 77 for Amended Motion for Summary Judgment. (lak) (Entered: 08/28/2015)
08/28/2015	75	Affidavit of Eric R. Hunt filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth <i>in Support</i> re: 73 Motion for Summary Judgment, (<u>Sealed Document</u>) (Attachments: # 1 Exhibit 1 - Durand Deposition Exhibit 1, # 2 Exhibit 2 - Durand Deposition Exhibit 2, # 3 Exhibit 3 - Durand Deposition Exhibit 20, # 4 Exhibit 4 - Durand Deposition Exhibit 27, # 5 Exhibit 5 - Durand Deposition Exhibit 28, # 6 Exhibit 6 - Durand Deposition Exhibit 29, # 7 Exhibit 7 - Durand Deposition Exhibit 38, # 8 Exhibit 8 - Durand Deposition Exhibit 53, # 9 Exhibit 9 - Durand Deposition Exhibit 54, # 10 Exhibit 10 - Durand Deposition Exhibit 56, # 11 Exhibit 11 - Durand Deposition Exhibit 57, # 12 Exhibit 12 - Durand Deposition Exhibit 58,

		<p># 13 Exhibit 13 - Durand Deposition Exhibit 59, # 14 Exhibit 14 - Durand Deposition Exhibit 60, # 15 Exhibit 15 - Durand Deposition Exhibit 61, # 16 Exhibit 16 - Durand Deposition Exhibit 64, # 17 Exhibit 17 - Durand Deposition Exhibit 65, # 18 Exhibit 18 - Durand Deposition Exhibit 66, # 19 Exhibit 19 - Durand Deposition Exhibit 67, # 20 Exhibit 20 - Durand Deposition Exhibit 68, # 21 Exhibit 21 - Durand Deposition Exhibit 69, # 22 Exhibit 22 - Durand Deposition Exhibit 70, # 23 Exhibit 23 - Durand Deposition Exhibit 71, # 24 Exhibit 24 - Durand Deposition Exhibit 106, # 25 Exhibit 25 - Durand Deposition Exhibit 108, # 26 Exhibit 26 - Durand Deposition Exhibit 109, # 27 Exhibit 27 - Durand Deposition Exhibit 110, # 28 Exhibit 28 - Durand Deposition Exhibit 115, # 29 Exhibit 29 - Durand Deposition Exhibit 119, # 30 Exhibit 30 - Troge Deposition Exhibit 100, # 31 Exhibit 31 - Frey Deposition Exhibit 79, # 32 Exhibit 32 - Dane County Sheriff's Report, # 33 Exhibit 33 - Letter (3/6/13) from Millonzi Law to Plaintiff) (Hunt, Eric) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)</p>
08/28/2015	76	<p>Stipulated Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 73 Motion for Summary Judgment. (Hunt, Eric) (Entered: 08/28/2015)</p>
08/28/2015	77	<p>Amended Document (Motion for Summary Judgment) by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)</p>
08/28/2015	78	<p>Redaction 75 Affidavit, by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth, (Attachments: # 1 Durand Deposition Exhibit 1, # 2 Durand Deposition Exhibit 2, # 3 Durand Deposition Exhibit 20, # 4 Durand Deposition Exhibit 27, # 5 Durand Deposition Exhibit 28, # 6 Durand Deposition Exhibit 29, # 7 Durand Deposition Exhibit 38, # 8 Durand Deposition Exhibit 53, # 9 Durand Deposition Exhibit 54, # 10 Durand Deposition Exhibit 56, # 11 Durand Deposition Exhibit 57, # 12 Durand Deposition Exhibit 58, # 13 Durand Deposition Exhibit 59, # 14 Durand Deposition Exhibit 60,</p>

		<p># 15 Durand Deposition Exhibit 61, # 16 Durand Deposition Exhibit 64, # 17 Durand Deposition Exhibit 65, # 18 Durand Deposition Exhibit 66, # 19 Durand Deposition Exhibit 67, # 20 Durand Deposition Exhibit 68, # 21 Durand Deposition Exhibit 69, # 22 Durand Deposition Exhibit 70, # 23 Durand Deposition Exhibit 71, # 24 Durand Deposition Exhibit 106, # 25 Durand Deposition Exhibit 108, # 26 Durand Deposition Exhibit 109, # 27 Durand Deposition Exhibit 110, # 28 Durand Deposition Exhibit 115, # 29 Durand Deposition Exhibit 119, # 30 Troge Deposition Exhibit 100, # 31 Frey Deposition Exhibit 79, # 32 Exhibit - Dane County Sheriff's Report, # 33 Exhibit - Letter (3/16/13) from Millonzi Law to Plaintiff) (Hunt, Eric) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)</p>
08/28/2015	79	<p>Affidavit of Todd M. Pfeil filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment, (Attachments: # 1 Exhibit 1 - Citations, # 2 Exhibit 2 - Letter dated January 27, 2011, # 3 Exhibit 3 - Correspondence dated December 27, 2012, # 4 Exhibit 4 - E-mail dated June 12, 2013, # 5 Exhibit 5 - Transcript from July 10, 2013, # 6 Exhibit 6 - Transcript from July 17, 2013, # 7 Exhibit 7 - Violation notice dated July 18, 2013, # 8 Exhibit 8 - Letter dated August 8, 2013, # 9 Exhibit 9 - Letter dated August 8, 2013, # 10 Exhibit 10 - Letter dated November 11, 2013.pdf, # 11 Exhibit 11 - Letter dated November 11, 2013, # 12 Exhibit 12 - Letter dated December 11, 2013, # 13 Exhibit 13 - Notice of Claim dated December 23, 2013, # 14 Exhibit 14 - Letter dated January 8, 2014, # 15 Exhibit 15 - Transcript from April 21, 2014 Municipal Trial, # 16 Exhibit 16 - Transcript from April 22, 2014 Municipal Trial, # 17 Exhibit 17 - Motion of BE Meats dated July 2, 2014, # 18 Exhibit 18 - Open Records Request dated July 24, 2014, # 19 Exhibit 19 - Response to Open Records Request dated August 4, 2015, # 20 Exhibit 20 - E-mails and letters from BE Meats customers, # 21 Exhibit 21 - E-mail dated July 19, 2013, # 22 Exhibit 22 - E-mails dated September 10, 2013 through September 16, 2013, # 23 Exhibit 23 - Memorandum dated May 21, 2013, # 24 Exhibit 24 - E-mail dated July 31, 2013, # 25 Exhibit 25 - Village Board Meeting Agenda dated December 10, 2013,</p>

		<p># 26 Exhibit 26 - Village Board Meeting Minutes for December 10, 2013 Meeting,</p> <p># 27 Exhibit 27 - Village Board Meeting Minutes for September 11, 2013 Meeting,</p> <p># 28 Exhibit 28 - Village Board Meeting Agenda dated June 26, 2014,</p> <p># 29 Exhibit 29 - Village Board Meeting Minutes for June 26, 2014 Meeting,</p> <p># 30 Exhibit 30 - Village Board Meeting Agenda dated July 2, 2014,</p> <p># 31 Exhibit 31 - Village Board Meeting Agenda dated July 10, 2014,</p> <p># 32 Exhibit 32 - Document dated December 10, 2013 from Economic Development Partners) (Wilson, Brittany) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)</p>
08/28/2015	80	Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 73 Motion for Summary Judgment. (Hunt, Eric) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	81	Brief in Support of 73 Motion for Summary Judgment by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. (Hunt, Eric) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	82	Affidavit of Ron Schaaf filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment, (<u>Sealed Document</u>) (Attachments: # 1 Exhibit A - Commitment dated 8.12.13, # 2 Exhibit B - Letter dated 1.2.14, # 3 Exhibit C - Letter dated 1.7.14, # 4 Exhibit D - Letter dated 1.30.14, # 5 Exhibit E - Letter dated 6.30.14, # 6 Exhibit F - Letter dated 7.21.14, # 7 Exhibit G - Letter dated 8.29.14) (Wilson, Brittany) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	83	Redaction to 82 Affidavit of Ron Schaaf, (Attachments: # 1 Exhibit A - Commitment dated 8.12.13, # 2 Exhibit B - Letter dated 1.2.14, # 3 Exhibit C - Letter dated 1.7.14, # 4 Exhibit D - Letter dated 1.30.14, # 5 Exhibit E - Letter dated 6.30.14, # 6 Exhibit F - Letter dated 7.21.14, # 7 Exhibit G - Letter dated 8.29.14) (Wilson, Brittany) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	84	Affidavit of Scott Patchin filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. re: 74 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 08/28/2015)
08/28/2015	85	Stipulated Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. re: 74 Motion for Summary Judgment.

		(Wilson, Brittany) Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	86	Disregard. Duplicate of 76 . Modified on 8/31/2015. (lak) (Entered: 08/28/2015)
08/28/2015	87	Affidavit of Kemper Bartlett Durand Jr. filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 08/28/2015)
08/28/2015	88	Brief in Support of 74 Motion for Summary Judgment by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 08/28/2015)
08/28/2015	89	Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 08/28/2015)
08/31/2015	90	Deposition of Patrick Frey taken on 08/03/2015. (Wilson, Brittany) (Entered: 08/31/2015)
09/18/2015	91	Expert Report of Douglas Algar by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr., (Attachments: # 1 Addendum 1 - Appraisal Engagement Letter, # 2 Addendum 2 - Zoning Data, # 3 Addendum 3 - Flood Plain Map, # 4 Addendum 4 - Demolition Cost Factors, # 5 Addendum 5 - Appraiser Qualifications) (Wilson, Brittany) Modified on 9/21/2015. (lak) (Entered: 09/18/2015)
09/18/2015	92	Second Expert Report of Douglas Algar, Supplemental by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) (Entered: 09/18/2015)
09/18/2015	93	Expert Report of Jane Tereba by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr., (<u>Sealed Document</u>) (Attachments: # 1 Exhibit A - List of Documents Reviewed, # 2 Exhibit B - Credentials of Jane M. Tereba, CPA, # 3 Exhibit C - Financial Information, # 4 Exhibit D - Support for Projections Related to The Conscious Carnivore, # 5 Exhibit E - Black Earth Meat Market - Labor and Animal Volume Analysis, # 6 Exhibit F - Cost of Equity using Duff & Phelps Data, # 7 Exhibit G - Company Specific Risk Premium, # 8 Exhibit H - Discount Cash Flow Analysis, # 9 Exhibit I - Assumptions and Limiting Conditions, # 10 Exhibit J - Valuation Representation and Certification) (Wilson, Brittany) Modified on 9/21/2015. (lak) (Entered: 09/18/2015)
09/18/2015	94	Redaction to 93 Expert Report of Jane Tereba by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr., (Attachments: # 1 Exhibit A - List of Documents Reviewed, # 2 Exhibit B - Credentials of Jane M. Tereba, # 3 Exhibit C - Financial Information,

		# 4 Exhibit D - Support for Projections Related to The Conscious Carnivore, # 5 Exhibit E - Black Earth Meat Market - Labor and Animal Volume Analysis, # 6 Exhibit F - Cost of Equity using Duff & Phelps Data, # 7 Exhibit G - Company Specific Risk Premium, # 8 Exhibit H - Discount Cash Flow Analysis, # 9 Exhibit I - Assumptions and Limiting Conditions, # 10 Exhibit J - Valuation Representation and Certification) (Wilson, Brittany) Modified on 9/21/2015. (lak) (Entered: 09/18/2015)
09/28/2015	95	Deposition of Scott Patchin taken on September 17, 2015. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	96	Second Deposition of Scott Patchin taken on September 22, 2015. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	97	Deposition of Ron Schaaf taken on September 20, 2015. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	98	Deposition of James Kartman taken on September 17, 2015. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	99	Response to Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 74 Motion for Summary Judgment. (Hunt, Eric) (Entered: 09/28/2015)
09/28/2015	100	Second Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 74 Motion for Summary Judgment. (Hunt, Eric) (Entered: 09/28/2015)
09/28/2015	101	Affidavit of Eric R. Hunt filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth <i>dated September 28, 2015</i> re: 74 Motion for Summary Judgment, (Sealed Document) (Attachments: # 1 Exhibit 1 - Transcript of July 10, 2014 Board Meeting, # 2 Exhibit 2 - January 6, 2014 Letter from R. Schaaf to J. Kirking) (Hunt, Eric) Modified on 9/29/2015. (lak) (Entered: 09/28/2015)
09/28/2015	102	Redaction to 101 Affidavit of Eric R. Hunt dated September 28, 2015 by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth, (Attachments: # 1 Exhibit 1 - Transcript of July 10, 2014 Board Meeting, # 2 Exhibit 2 - January 6, 2014 Letter from R. Schaaf to J. Kirking) (Hunt, Eric) Modified on 9/29/2015. (lak) (Entered: 09/28/2015)
09/28/2015	103	Brief in Opposition by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 74 Motion for Summary Judgment, filed by Kemper Bartlett Durand, Jr. (Hunt, Eric) (Entered: 09/28/2015)

09/28/2015	104	Response to Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 73 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	105	Brief in Opposition by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 73 Motion for Summary Judgment, filed by James Coyle, Patrick Frey, Thomas Parrell, Walt Miller, Ted Pritchett, Village Of Black Earth, Patrick Troge, Beth Marty. (Wilson, Brittany) (Entered: 09/28/2015)
09/28/2015	106	Stipulated Findings of Fact by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Wilson, Brittany) Modified on 9/29/2015. (lak) (Entered: 09/28/2015)
09/28/2015	107	Affidavit of Kemper Bartlett Durand, Jr. filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 73 Motion for Summary Judgment, (Attachments: # 1 Exhibit 1 - Village of Black Earth Comprehensive Planning Public Opinion Survey Report) (Wilson, Brittany) Modified on 9/29/2015. (lak) (Entered: 09/28/2015)
09/28/2015	108	Affidavit of Todd M. Pfeil filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 73 Motion for Summary Judgment, (Attachments: # 1 Exhibit 1 - Black Earth Meats Expansion Project, # 2 Exhibit 2 - July 23, 2012 Email from Bartlett Durand to Tom Gorman, # 3 Exhibit 3 - June 28, 2013 Letter from Tom Gorman to USDA, # 4 Exhibit 4 - Email from Bartlett Durand to Ron Schaaf, # 5 Exhibit 5 - June 30, 2014 Email from Bartlett Durand to Ron Schaaf enclosing BE Meats Cash Flow Projections, # 6 Exhibit 6 - January 6, 2014 Email from Justin Kirking to Ron Schaaf, # 7 Exhibit 7 - EDP Consulting Agreement with Village of Black Earth) (Wilson, Brittany) Modified on 9/29/2015. (lak) (Entered: 09/28/2015)
09/28/2015	109	Second Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 73 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 09/28/2015)
10/13/2015	110	Response to Second Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment. (Wilson, Brittany) Modified on 10/14/2015. (lak) (Entered: 10/13/2015)
10/13/2015	111	Reply in Support of Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 73 Motion for Summary Judgment. (Hunt, Eric) Modified on 10/14/2015. (lak) (Entered: 10/13/2015)
10/13/2015	112	Response to Second Proposed Findings of Fact filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 73 Motion for Summary Judgment. (Hunt, Eric) Modified on 10/14/2015. (lak) (Entered: 10/13/2015)

10/13/2015	113	Affidavit of James Kartman filed by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth <i>in Support</i> re: 73 Motion for Summary Judgment, (Attachments: # 1 Exhibit 1 - 5/11/10 Letter to BEM and Dane County Sheriff from BE Police Dept., # 2 Exhibit 2 - 12/30/12 Letter to BEM from BE Police Dept., # 3 Exhibit 3 - 7/18/13 Letter to BEM from BE Police Dept.) (Hunt, Eric) Modified on 10/14/2015. (lak) (Entered: 10/13/2015)
10/13/2015	114	Brief in Reply by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth in Support of 73 Motion for Summary Judgment. (Hunt, Eric) Modified on 10/14/2015. (lak) (Entered: 10/13/2015)
10/13/2015	115	Brief in Reply by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr in Support of 74 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 10/13/2015)
10/13/2015	116	Reply in Support of Proposed Findings of Fact filed by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 74 Motion for Summary Judgment. (Wilson, Brittany) (Entered: 10/13/2015)
10/20/2015	117	Motion for Leave to File <i>Sur Reply, or, in the alternative, Motion to Strike</i> by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr. (Attachments: # 1 Exhibit A: Sur-Reply Brief) (Wilson, Brittany) (Entered: 10/20/2015)
10/26/2015	118	Brief in Opposition by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth re: 117 Motion for Leave to File <i>Sur Reply, or, in the alternative, Motion to Strike</i> filed by Kemper Bartlett Durand, Jr., Black Earth Meat Market, LLC. (Hunt, Eric) Modified on 10/27/2015. (lak) (Entered: 10/26/2015)
11/18/2015	119	ORDER granting defendants' 73 Motion for Summary Judgment; denying plaintiffs' 74 Motion for Summary Judgment; denying plaintiffs' 117 Motion for Leave to File <i>Sur-Reply, or in the alternative, Motion to Strike</i> ; dismissing with prejudice plaintiffs' § 1983 claims based on defendants' alleged violation of plaintiffs' rights under the Fourteenth Amendment's due process and equal protection clauses and § 1983 claims based on defendants' alleged violation of plaintiffs' rights under the Fifth Amendment's takings clause; and remanding plaintiffs' state law claims to the Circuit Court for Dane County, Wisconsin. Signed by District Judge Barbara B. Crabb on 11/18/2015. (jls) (Entered: 11/18/2015)
11/20/2015	120	JUDGMENT entered in favor of defendants dismissing plaintiffs' claims under 42 U.S.C. § 1983 based on defendants' alleged violation of plaintiffs' rights under the due process and equal protection clauses of the Fourteenth Amendment and the takings clause of the Fifth Amendment and remanding plaintiffs' state law claims to the Circuit Court for Dane County, Wisconsin. (PAO/jls) (Entered: 11/20/2015)

11/30/2015	 121	Bill of Costs by Defendants James Coyle, Patrick Frey, Beth Marty, Walt Miller, Thomas Parrell, Ted Pritchett, Patrick Troge, Village Of Black Earth. Motions referred to Peter A. Oppeneer, Clerk of Court. Objection to Bill of Costs due 12/10/2015. Brief in Support to Bill of Costs due 12/21/2015. Brief in Reply in Opposition to Bill of Costs due 12/28/2015. (Attachments: # 1 Exhibit - Itemization/Invoices to BOC) (Lubinsky, Lori) (Entered: 11/30/2015)
12/10/2015	122	Objection to Bill of Costs by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr re: 121 Bill of Costs filed by James Coyle, Patrick Frey, Thomas Parrell, Walt Miller, Ted Pritchett, Village Of Black Earth, Patrick Troge, Beth Marty. (Wilson, Brittany) (Entered: 12/10/2015)
12/10/2015	123	Affidavit of Brittany A. Wilson re: 121 Bill of Costs. (Wilson, Brittany) Modified on 12/11/2015. (lak) (Entered: 12/10/2015)
12/18/2015	124	NOTICE OF APPEAL by Plaintiffs Black Earth Meat Market, LLC, Kemper Bartlett Durand, Jr as to 120 Judgment,. Filing fee of \$ 505, receipt number 0758-1705154 paid. Docketing Statement filed. (Wilson, Brittany) (Entered: 12/18/2015)
12/18/2015	125	Docketing Statement re: 124 Notice of Appeal. (Wilson, Brittany) (Entered: 12/18/2015)