

**Appeal No. 00-2089  
00-2796**

**Cir. Ct. No. 99-CV-1034**

**STATE OF WISCONSIN**

**IN COURT OF APPEALS  
DISTRICT II**

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**No. 00-2089**

**IN THE MATTER OF THE ATTORNEYS FEES IN DAVID  
PAUSTENBACH, ET AL. V. JOHN VISHNEVSKY:**

**JOHN VISHNEVSKY, JULIE BENOIT, STEPHEN P. KOTECKI,  
THOMAS RIELLY, MARGARET VISHNEVSKY, JOAN  
JENSTEAD, NATIONAL DEVELOPMENT AND INVESTMENT,  
INC., NATIONAL FINANCIAL SERVICES, INC., SEVENTY-  
EIGHT IV INVESTMENTS, INC., SEVENTY-NINE I  
INVESTMENTS, INC., SEVENTY-NINE III INVESTMENTS,  
INC., SEVENTY-NINE II INVESTMENTS, INC., EIGHTY-ONE I  
INVESTMENTS, INC., ALHAMBRA APARTMENTS, LLC, THE  
WILLOWS APARTMENTS, LLC, NAKOMA HEIGHTS  
APARTMENTS, LLC, SUNRISE HEIGHTS APARTMENTS,  
LLC, HOLIDAY GARDENS APARTMENTS, LLC, EC CORP.,  
NATIONAL REAL ESTATE MANAGEMENT, INC., EQUI  
CORP., THE JOHN VISHNEVSKY COMPANY, HOLIDAY  
REALTY OFFICE BUILDING, LLC, WOLF & COMPANY AND  
DOES 1-50,**

**APPELLANTS,**

**V.**

**DEMPSEY, MAGNUSEN, WILLIAMSON & LAMPE, LLP,  
HAWKINS & PARNELL, LLP, ROBERT R. ELARBEE AND  
VINCENT T. GRESHAM,**

**RESPONDENTS.**

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**No. 00-2796**

**DAVID PAUSTENBACH, WILLIAM SAHM, RICHARD HANKO,  
BOB NELSON, DARWIN CONE, KAREN JENSEN, BERNARD**

**FILED**

**November 20,  
2001**

**Cornelia G. Clark  
Clerk of Court of Appeals**

**DUKE, M.D., DEXTER HAMILTON, JULIUS LAMBERT AND  
GLEN EHNERT,**

**PLAINTIFFS-RESPONDENTS,**

**V.**

**JOHN VISHNEVSKY, JULIE BENOIT, STEPHEN P. KOTECKI,  
THOMAS RIELLY, MARGARET VISHNEVSKY, JOAN  
JENSTEAD, NATIONAL DEVELOPMENT AND INVESTMENT,  
INC., NATIONAL FINANCIAL SERVICES, INC., SEVENTY-  
EIGHT IV INVESTMENTS, INC., SEVENTY-NINE I  
INVESTMENTS, INC., SEVENTY-NINE III INVESTMENTS,  
INC., SEVENTY-NINE II INVESTMENTS, INC., EIGHTY-ONE I  
INVESTMENTS, INC., ALHAMBRA APARTMENTS, LLC, THE  
WILLOWS APARTMENTS, LLC, NAKOMA HEIGHTS  
APARTMENTS, LLC, SUNRISE HEIGHTS APARTMENTS,  
LLC, HOLIDAY GARDENS APARTMENTS, LLC, EC CORP.,  
NATIONAL REAL ESTATE MANAGEMENT, INC., EQUI  
CORP., THE JOHN VISHNEVSKY COMPANY, HOLIDAY  
REALTY OFFICE BUILDING, LLC, WOLF & COMPANY AND  
DOES 1-50,**

**DEFENDANTS-APPELLANTS,**

**NATIONAL REAL ESTATE INVESTMENTS 78-II LIMITED  
PARTNERSHIP, NATIONAL REAL ESTATE INVESTMENTS  
78-IV LIMITED PARTNERSHIP, NATIONAL REAL ESTATE  
INVESTMENTS 79-I LIMITED PARTNERSHIP, NATIONAL  
REAL ESTATE INVESTMENTS 79-II LIMITED PARTNERSHIP,  
NATIONAL REAL ESTATE INVESTMENTS 79-III LIMITED  
PARTNERSHIP, NATIONAL REAL ESTATE INVESTMENTS 81-I  
LIMITED PARTNERSHIP, NATIONAL REAL ESTATE  
INVESTMENTS 82-I LIMITED PARTNERSHIP, NATIONAL  
REAL ESTATE INVESTMENTS 16 LIMITED PARTNERSHIP,  
NATIONAL REAL ESTATE INVESTMENTS 17 LIMITED  
PARTNERSHIP, NATIONAL SELECT PLACEMENT IV LIMITED  
PARTNERSHIP, NATIONAL SELECT PLACEMENT XIV  
LIMITED PARTNERSHIP, NATIONAL SELECT PLACEMENT  
XVII LIMITED PARTNERSHIP, NATIONAL SELECT  
PLACEMENT XX LIMITED PARTNERSHIP AND NATIONAL  
SELECT PLACEMENT XVII MORTGAGE PARTNERS LIMITED  
PARTNERSHIP,**

**NOMINAL-DEFENDANTS.**

**ERRATA SHEET**

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PLEASE TAKE NOTICE that corrections were made to paragraph 13 in the above-captioned opinion which was released on October 24, 2001. A corrected electronic version in its entirety is available on the court's website at [www.courts.state.wi.us](http://www.courts.state.wi.us).

