

STATE OF WISCONSIN : CIRCUIT COURT : OUTAGAMIE COUNTY

CITY OF KAUKAUNA,
Plaintiff,

v.

Case No. 17-CV-1159

JOEY E. GRUNDY,
Defendant.

For Official Use

STIPULATION

TO: HON. MARK J. MCGINNIS
Outagamie County Circuit Court
Branch I
320 S. Walnut St.
Appleton WI 54911

Atty. Kevin Davidson
City of Kaukauna Attorney's Office
P.O. Box 890
Kaukauna, WI 54130

THE PLAINTIFF, City of Kaukauna, and the Defendant, by its undersigned Attorney, Joseph W. Schuessler, hereby stipulate that:

1. In full settlement of this matter, the Defendant shall remove the starter, starter button, spark plug, spark plug wires, and steering pin from the 1946 Farmall tractor displayed in the Defendant's front yard at 913 Draper Street in Kaukauna, Wisconsin. After the removal of these components, the Plaintiff will deem that the tractor is not a motor vehicle for the purposes of Kaukauna City ordinance § 17.32(c)(3)(2) because the tractor does not contain a complete motor and is not a "vehicle," as commonly defined as "a means of carrying or transporting something." MERRIAM-WEBSTER ONLINE DICTIONARY, 2011. In consideration for the Defendant's promise to remove the above-named components, the Plaintiff will dismiss citations N1121090, N114541, N114542, and N114543 against the Defendant.
2. If either party does not comply with this Stipulation, after ten (10) days written notice to the other party, with a copy to the

party's attorney, the aggrieved party may file an Affidavit attesting to the fact that the Defendant or Plaintiff has not complied with this Stipulation and Order and the case shall be reopened, the order vacated and the court shall issue further orders in favor of the aggrieved party.

3. An Order approving this Stipulation shall be entered by the Court with no further notice or hearing required.
4. Not an Admission. Nothing in this Agreement shall be construed as an admission of liability on the part of any party hereto.
5. Binding Effect. This Agreement shall be binding upon and inures to the benefit of the parties hereto and their respective legal representations, successors and assigns.

Dated: 5/29/2018

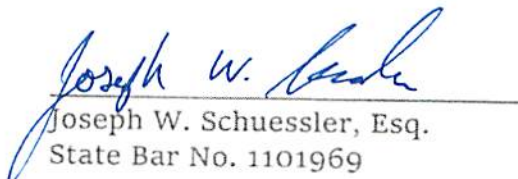
City of Kaukauna



Atty. Kevin Davidson
State Bar No. 1045344
Attorney for the Plaintiff
City of Kaukauna

Dated: 5/29/2018

ULLENBERG LAW OFFICES SC



Joseph W. Schuessler, Esq.
State Bar No. 1101969

Attorney for the Defendants,
JOEY E. GRUNDY