

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION

TISSUE TECHNOLOGY, LLC, PARTNERS
CONCEPTS DEVELOPMENT, INC.,
OCONTO FALLS TISSUE, INC. and TISSUE
PRODUCTS TECHNOLOGY CORP.

Case No. 14-CV-1203

Plaintiffs,

v.

TAK INVESTMENTS, LLC and SHARAD
TAK,

Defendants.

SHARAD TAK'S RULE 56 MOTION FOR SUMMARY JUDGMENT

Defendant Sharad Tak ("Tak"), by and through his attorneys, Godfrey & Kahn, S.C., pursuant to Rule 56 of the Federal Rules of Civil Procedure, Civil L. R. 7 and Civil L.R. 56, moves for summary judgment. The specific performance sought in the Amended Complaint is impossible because Tak is not a member of Tak Investments, LLC. Therefore, Tak cannot transfer an interest in the limited liability company to the Plaintiffs pursuant to this Court's prior decision. (ECF No. 40.)

This motion is supported by Proposed Findings of Fact filed contemporaneously herewith, along with the Supplemental Declaration of Sharad Tak previously filed in this matter (ECF No. 33.) No separate memorandum will be filed in support of this motion. However, by reference, Tak adopts the principal and reply briefs also filed in this case on Tak Investments, LLC's motion for summary judgment.

Dated this 25th day of August, 2017.

GODFREY & KAHN, S.C.

By: s/ Jonathan T. Smies
Jonathan T. Smies
State Bar No. 1045422

Attorneys for Defendant Sharad Tak

P.O. ADDRESS:
Godfrey & Kahn, S.C.
200 South Washington Street, Suite 100
Green Bay, WI 54301-4298
Phone: 920-432-9300
Fax: 920-436-7988
Email: jsmies@gklaw.com