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

Oneida Nation,

Plaintiff,

v.

Village of Hobart, Wisconsin,

Case No. 16-CV-1217

Defendant.

DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

Pursuant to Fed. R. Civ. Proc. 56 and Civil L. R. 7 and 56, Defendant Village of Hobart (the "Village") hereby moves this Court for summary judgment, inasmuch as the record in this matter demonstrates that there are no material issues of disputed fact and the Village is entitled to judgment as a matter of law. The bases for this motion are set forth in the accompanying Memorandum of Law In Support of Defendant's Motion For Summary Judgment, Defendant's Statement of Undisputed Material Facts, the July 19, 2018 Declaration of Frank Kowalkowski, and the parties' Joint Stipulated Statement of Material Facts, as well as the file and record in this case and any additional argument the Court may consider.

Respectfully submitted this 19th day of July, 2018.

s/ Frank W. Kowalkowski

Frank W. Kowalkowski, SBN 1018119 von Briesen & Roper, s.c. 300 North Broadway, Suite 2B Green Bay, WI 54303 920.713.7810 920.232.4899 – Facsimile fkowalkowski@vonbriesen.com

Matthew J. Thome, SBN1113463 Christopher T. Koehnke, SBN 1076031 411 East Wisconsin Avenue, Suite 1000 Milwaukee, WI 53202 Thome Phone: (414) 287-1433 Thome Fax: (414) 238-6505 Koehnke Phone: (414) 287-1534 Koehnke Fax: (414) 238-6665 <u>mthome@vonbriesen.com</u> ckoehnke@vonbriesen.com

Counsel for Defendant, Village of Hobart 31415821_1.DOCX