

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

Susan Doxtator, Arlie Doxtator and
Sarah Wunderlich, as Special
Administrators of the Estate of
Jonathon C. Tubby,

Plaintiffs,

Case No. 19-CV-137

vs.

Erik O'Brien, Andrew Smith,
Todd J. Delain, Heidi Michel,
City of Green Bay, Brown County,
Joseph P. Mleziva, Nathan K.
Winisterfer, Thomas Zeigle,
Bradley A. Dernbach and John Does 1-5,

Defendants.

**DEFENDANTS ERIK O'BRIEN, ANDREW SMITH AND
CITY OF GREEN BAY'S MOTION FOR SUMMARY JUDGMENT**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendants Erik O'Brien, Andrew Smith and the City of Green Bay, by their attorneys, Gunta Law Offices, S.C., move for summary judgment dismissing all of Plaintiffs' claims against them.

This motion is supported by the following:

1. Defendants Erik O'Brien, Andrew Smith and City of Green Bay's Memorandum in Support of Motion for Summary Judgment;
2. Defendants Erik O'Brien, Andrew Smith and City of Green Bay's Proposed Findings of Fact in Support of their Motion for Summary Judgment;

3. Declaration of Tyler Haack; and
4. Declaration of Jasmyne M. Baynard, with exhibits.

Dated at Wauwatosa, Wisconsin, this 2nd day of November, 2020.

GUNTA LAW OFFICES, S.C.
Attorneys for Defendants Erik O'Brien,
Andrew Smith and City of Green Bay

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