

DATE SIGNED: November 19, 2019

Electronically signed by Rod W. Smeltzer  
Circuit Court Judge

*Nunc pro tunc*: September 17, 2019

STATE OF WISCONSIN

CIRCUIT COURT  
BRANCH 2

DUNN COUNTY

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FARMVIEW EVENT BARN,  
LLC, et al.,

Plaintiffs,

v.

Case No. 19 CV 9

TONY EVERS, et al.,

Defendants.

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### FINAL ORDER OF DISMISSAL AND JUDGMENT

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This matter came before the Court on September 17, 2019, for a hearing on defendants' motion for judgment on the pleadings. Attorney Don Daugherty appeared by telephone on behalf of plaintiffs, and Assistant Attorney General Maura FJ Whelan appeared by telephone on behalf of the defendants. Upon the pleadings, files, and record before the Court, and for the reasons stated in the Court's oral ruling:

IT IS HEREBY ORDERED that the defendants' *Motion for Judgment on the Pleadings* is GRANTED; for the following reasons:

1. There is no justiciable controversy between the plaintiffs and Secretary Peter Barca of the Department of Revenue.

2. Claims in this lawsuit against Governor Tony Evers are barred by sovereign immunity.
3. Claims in this lawsuit against Attorney General Joshua Kaul are barred by sovereign immunity.

Judgment is entered in favor of the defendants and this case is dismissed.

This is a final order that disposes of the entire matter in litigation and is intended by the Court to be an appealable order within Wis. Stat. § 808.03(1). *See Tyler v. The Riverbank*, 2007 WI 33, ¶ 25, 728 N.W.2d 686.