

ANDREW J. BEHNKE, *et al.*,

Case No. 2023CV000056

Plaintiffs,

vs.

MANITOWOC ASSOCIATES, LLC; *et al.*

Defendants.

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**NOTICE OF APPEARANCE BY  
THE CITY OF MANITOWOC IN  
PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT**

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**VIA ECF**

**PLEASE TAKE NOTICE**, that Assistant City Attorney Eric G. Nycz, hereby appears for the City of Manitowoc in this case. The City of Manitowoc has an interest in this case as the commercial real estate described in the Complaint is within the City limits and subject to its ordinances. Please direct any further communications meant for the City to the undersigned.

**PLEASE TAKE FURTHER NOTICE**, the City appears for the purpose of joining, and hereby joins, pursuant to Wis. Stat. § 803.04, Plaintiffs Andrew Behnke, TAM Acquisitions, and Cool Investment LLC's Motion for Partial Summary Judgment, filed April 14, 2023, as docket 0053. Accordingly, the City of Manitowoc incorporates and adopts herein by reference Plaintiffs' Motion for Partial Summary Judgment, the arguments and authorities cited in the Brief in Support of Plaintiffs' Motion for Partial Summary Judgment, all supporting papers filed in support of the motion for summary judgment, and any matters that may be a proper subject of judicial notice. The City will not be making a separate filing unless requested by the Court but requests the opportunity to be heard at hearing.

Dated at Manitowoc, Wisconsin this \_\_\_\_ day of May, 2023.

By: Electronically signed by Eric G. Nycz.  
Eric G. Nycz (Wis. Bar. No. 1055471)  
enycz@manitowoc.org  
900 Quay Street  
Manitowoc, WI 54220  
Telephone: 920.686-6990  
Facsimile: 920.686.6999

*Assistant City Attorney for the City of Manitowoc*