

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

|                                      |   |                         |
|--------------------------------------|---|-------------------------|
| RIVER HILLS COMMUNITY                | ) |                         |
| CHURCH, a Wisconsin church,          | ) |                         |
| individually and in its capacity as  | ) |                         |
| representative of certain individual | ) |                         |
| members,                             | ) |                         |
|                                      | ) |                         |
| Plaintiff,                           | ) | CASE NO. 14-cv-48       |
|                                      | ) |                         |
| v.                                   | ) |                         |
|                                      | ) | Judge William M. Conley |
| VILLAGE OF SAUK CITY,                | ) |                         |
| WISCONSIN,                           | ) |                         |
|                                      | ) |                         |
| Defendant.                           | ) |                         |

**JOINT MOTION FOR ENTRY OF CONSENT ORDER AND THEN AN  
ORDER DISMISSING THIS CASE WITH PREJUDICE**

Plaintiff River Hills Community Church (“River Hills”) and Defendant Village of Sauk City (“Village”), by their counsel, request that the Court enter the proposed Consent Order attached as Exhibit A and thereafter enter the proposed Order of Dismissal attached as Exhibit B. In support of this joint motion, River Hills and the Village state as follows:

1. Plaintiff instituted this suit by filing a Complaint for Injunctive Relief, Declaratory Judgment and Damages on January 28, 2014, alleging that certain provisions of Village Sauk City’s Zoning Code, both on their face and as applied, violate *inter alia* Plaintiff’s federal rights to assemble for worship in Sauk City. The Village denied the allegations.

2. On April 8, 2014 River Hills and the Village fully executed a settlement agreement to settle and compromise all disputes and claims in this case (the "Settlement Agreement").

3. Pursuant to the terms of the Settlement Agreement, the parties jointly request that the Court enter the proposed Consent Order, attached as Exhibit A, which recognizes that the use of 1111 Sycamore Street, Sauk City, Wisconsin as a church is a legal nonconforming use of the property inuring to the benefit of River Hills Community Church of Sauk Prairie, its successors and assigns.

4. Upon entry of the proposed Consent Order, the parties will have satisfied all conditions set forth in the Settlement Agreement precedent to the request of the entry of the Order of Dismissal attached as Exhibit B.

WHEREFORE, the Parties jointly request that this Court enter the Consent Order and then the Order of Dismissal.

Respectfully submitted,

**River Hills Community Church  
of Sauk Prairie, Inc.**

By: /s/ Noel W. Sterett

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Respectfully submitted,

**Village of Sauk City, WI**

By: /s/ Meg Vergeront

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*Attorney for Defendant*

Dated: April 14, 2014