

CARMICHAEL & QUARTEMONT, S.C.
ATTORNEYS AT LAW
916 OAK STREET
P.O. BOX 725
TOMAH, WISCONSIN 54660-0725
TELEPHONE 608-372-3239
FACSIMILE 608-372-5492

JAY S. CARMICHAEL
JAMES A. QUARTEMONT
BRYAN I. PIERCE

PARALEGALS
TERESA A. SIMON
SARA E. STROZEWSKI

January 28, 2022

VIA EMAIL ONLY

Mr. Norb Brown
TOWN OF ANGELO
14123 County Hwy A
Sparta, WI 54656

Re: Town of Angelo v. Blooming Ministries, Inc.

Dear Norb:

Enclosed please find a copy of the Judgment and the Writ of Assistance in the above matter. As you will see, Judge Radcliffe granted the Town the immediate ability to enter the property and remove the junked mobile homes and vehicles. **IF** the Town would like the assistance of a Sheriff's Department Officer to supervise and assist with the abatement, please contact me to discuss. We should not file the Writ with the Sheriff's Office until we have arranged for the date and time the abatement will occur, so as to ensure that an Officer would be then available.

Please note that Judge Radcliffe further did impose the full fine requested of \$7,900.00 along with my full fees and costs of \$4,841.62. Those sums, if not paid in 30 days, can be placed on the tax roll as a special charge.

Further, if there are fees for the abatement costs, those costs can be additionally placed on the tax roll for this property as a special charge.

Please notify me of any questions, or if you need any further assistance regarding this matter. Thank you.

Sincerely,



James A. Quartemont

JAQ:ss
Enclosure

FILED
01-27-2022
Clerk of Circuit Court
Monroe County, WI
2021CX000005

BY THE COURT:

DATE SIGNED: January 27, 2022

Electronically signed by Richard Radcliffe
Circuit Court Judge

STATE OF WISCONSIN

CIRCUIT COURT

MONROE COUNTY

TOWN OF ANGELO

Case No. 21 CX 5

Plaintiff,

v.

BLOOMING MINISTRIES, INC.

Defendant.

JUDGMENT

The Motion for Summary Judgment brought by the Plaintiff, Town of Angelo, came on for hearing on January 26, 2022 before the Honorable Richard A. Radcliffe, the Town of Angelo appearing in person by Board Member Jim Leverich and Attorney James A. Quartemont, and the Defendant, Blooming Ministries, Inc. appearing by telephone by Attorney Carla Smith; the Court having reviewed the files and pleadings in this matter and being fully advised in the matter, having found that there is no material facts in dispute, and for the reasons as stated on the record,

IT IS HEREBY ORDERED AND ADJUDGED:

1. There is no reasonable basis to believe that the Defendant, Blooming Ministries, Inc. would be able to abate its nuisances of junk vehicles and mobile homes prohibited by Town of Angelo Ordinance No. 97-12-9, therefore, the Town of Angelo is permitted to immediately abate said nuisance violations located upon the real property located at 15646 Hat Avenue, being Tax Parcel ID # 004-00531-2500 and legally described

as follows:

Lot 40 of a Certified Survey Map recorded in Volume 6 of CSM, page 61, located in the SW 1/4 of the NE 1/4, of Section 24, Township 17 North, Range 03 West, Town of Angelo, Monroe County, Wisconsin.

2. A Writ of Assistance shall issue directing the Monroe County Sheriff's Department to assist and supervise the Town's abatement.

3. The Town of Angelo's future costs incurred in the abatement may be assessed against the property as a special charge.

4. Blooming Ministries, Inc. is found guilty of its violation of the Town of Angelo Ordinance No. 97-12-9 and a civil forfeiture of \$7,900.00, being a fine of \$50.00 per day for a total of 158 days, is hereby imposed upon said Defendant, and said fee, if not paid, may be assessed as a special charge against the property.

5. The Town of Angelo's reasonable attorney's fees and costs in the total amount of \$4,841.62, which have been incurred in the prosecution of this action, if not paid, may be assessed as a special charge against the property.

DATE SIGNED: January 27, 2022

Electronically signed by Richard Radcliffe
Circuit Court Judge

STATE OF WISCONSIN CIRCUIT COURT MONROE COUNTY

TOWN OF ANGELO

Case No. 21 CX 5

Plaintiff,

v.

BLOOMING MINISTRIES, INC.

Defendant.

WRIT OF ASSISTANCE

TO THE SHERIFF OF MONROE COUNTY:

Judgment having been rendered in the above captioned action permitting the Town of Angelo to abate the nuisances of junk vehicles and mobile homes prohibited by Town of Angelo Ordinance No. 97-12-9 located upon the real property located at 15646 Hat Avenue, being Tax Parcel ID # 004-00531-2500 and legally described as follows:

Lot 40 of a Certified Survey Map recorded in Volume 6 of CSM, page 61, located in the SW1/4 of the NE1/4, of Section 24, Township 17 North, Range 03 West, Town of Angelo, Monroe County, Wisconsin.

By virtue of said Judgment, the Plaintiff, Town of Angelo, is due a Writ of Assistance directing the Monroe County Sheriff to assist with the Town's abatement of said violations on said property.

You are ordered to assist and supervise the Plaintiff, Town of Angelo's abatement on said property as described in the Judgment. In order to assist with enforcement of the Judgment, you are commanded, without delay to enter on the above-described property, which are the premises to be abated as described in the Judgment, using such reasonable force as necessary.

You are further ordered to return this Writ within 60 days after you receive it to the Clerk of Court of Monroe County.

Information to Assist Sheriff:

	Plaintiff/Judgment Creditor	Plaintiff's Attorney	Defendant/Judgment Debtor	Defendant's Attorney
Name	Town of Angelo c/o Norb Brown	James A. Quartemont	Blooming Ministries, Inc. c/o Jerry M. Moore	Carla Smith
Address	17746 Hilltop Road Sparta, WI 54666	916 Oak Street P.O. Box 725 Tomah, WI 54660	3719 S. Evans Road Maple, WI 54854	122 West Bayfield Street Washburn, WI 54891
Business Phone	608-269-7446 or cell 633-6699	608-372-3239		715-373-2628
Home Phone				

Sheriff's Report to Court:

I received the Writ on (date) _____ at (time) _____ a.m./p.m.

I executed the Writ on (date) _____ and assisted the Plaintiff with the abatement of the Defendant's Properties as described in the Judgment.

Sheriff's Signature	Date