

STATE OF MINNESOTA
COUNTY OF WASHINGTON

DISTRICT COURT
TENTH JUDICIAL DISTRICT

John P. Norusis,

Plaintiffs,

v.

City of Marine on Saint Croix,

Defendant.

Case Type: Declaratory Judgment
Court File No.: 82-CV-20-3974

**PLAINTIFF'S NOTICE OF MOTION AND
MOTION FOR SUMMARY JUDGMENT**

TO: ALL PARTIES AND COUNSEL OF RECORD.

NOTICE OF MOTION

PLEASE TAKE NOTICE that on July 9, 2021 at 9:00 a.m., or as soon thereafter as Plaintiff may be heard, before the Honorable Judge Douglas B. Meslow, via remote hearing at the Washington County Courthouse, 14949 – 62nd St. N., Stillwater, MN 55082, Plaintiff will respectfully request an Order from the Court in accordance with the following Motion:

MOTION

Pursuant to Minn. R. Civ. P. 56, Plaintiff respectfully moves this Court for the following:

1. An Order granting Plaintiff summary judgment and declaring that the Short-Term Rental Ordinance, Ordinance No. 2020-156, is unenforceable and unconstitutional;
2. An Order granting Plaintiff an award of costs as may seem equitable and just pursuant to Minn. Stat. § 555.10;
3. An Order granting Plaintiff summary judgment and dismissing, with prejudice, Defendant's counterclaims; and

4. For such other and further relief as the Court deems just and proper.

This Motion is brought pursuant to the Minnesota Rules of Civil Procedure, the Minnesota General Rules of Practice, and supporting case law, and the Memorandum of Law and the Affidavits filed herewith in accordance with the Minnesota General Rules of Practice, upon the arguments of counsel and upon all other files and records herein.

Dated: June 11, 2021

Sincerely,
SCHWARTZ LAW FIRM

/s Brandon M. Schwartz
Brandon M. Schwartz (392008)
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Attorneys for Plaintiff

ACKNOWLEDGMENT

The undersigned hereby acknowledges that sanctions may be imposed pursuant to Minnesota Statute § 549.211.

Dated: June 11, 2021

Sincerely,
SCHWARTZ LAW FIRM

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