

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

Lance Steiger, Plaintiff, v. Vicki Lord-Larson, <i>et al.</i> , Defendants.	Case No. 05-C-0700-S
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CONSENT ORDER DISMISSING CASE

It is hereby consented and otherwise stipulated by and between Lance Steiger (“Plaintiff”), and Vicki Lord-Larson, Charles Major, Deborah Newman, and the following members of the University of Wisconsin Board of Regents: Roger A. Axtell, Mark J. Bradley, Elizabeth Burmaster, Eileen Connolly-Keesler, Judith V. Crain, Danae D. Davis, Gregory L. Gracz, Thomas A. Loftus, Milton McPike, Charles Pruitt, Gerald A. Randall, Jr., Peggy Rosenzweig, Jesus Salas, Chistopher M. Semenas, Brent Smith, Michael J. Spector, David G. Walsh (“Defendants”), through their respective counsel as indicated by their signatures below that:

WHEREAS, the Plaintiff filed this action on November 30, 2005 alleging Defendants’ policy and practice of prohibiting Resident Assistants from holding Bible Studies in their residence hall violated the First, Fifth, and Fourteenth Amendments to the United States Constitution;

WHEREAS, the Defendants adopted and implemented a new policy on March 10, 2006 that allows Resident Assistants to participate in, organize, and lead any meetings or other activities, within their rooms, floors or residence halls, or anywhere else on campus,

to the same extent as other students (a true and correct copy of this new policy is attached hereto);

WHEREAS, the Defendants have agreed that its current policy does not prohibit Plaintiff from holding Bible Studies in his residence hall so long as he does not use his position as a Resident Assistant to pressure, coerce, or inappropriately influence student residents to attend or participate;

WHEREAS, the parties have conferred and desire to resolve the aforementioned dispute without protracted litigation and to resolve Plaintiff's claims against Defendants without the necessity of a trial by entering into this Consent Order;

WHEREAS, after reviewing the terms of this Consent Order, the Court concludes that the entry of this Consent Order comports with federal and state law and is appropriate under all the circumstances to ensure compliance with the requirements of the United States Constitution;

NOW, THEREFORE, it is ORDERED, ADJUDGED, and DECREED as follows:

1. Defendants adopted and implemented a new policy on March 10, 2006 that allows all University of Wisconsin Resident Assistants to participate in, organize, and lead any meetings or other activities (including Bible Studies), within their rooms, floors or residence halls, or anywhere else on campus, to the same extent as other students;
2. Defendants shall pay the Plaintiff the amount of \$1.00 as damages, and pay Plaintiff's attorneys' fees and litigation costs in the amount of \$2,500 within thirty (30) days of the date this Order is signed.
3. The provisions of this Consent Order will be governed by the laws of the State of Wisconsin.

4. Plaintiff releases all Defendants from all claims or actions arising out of the facts that are the subject of this lawsuit.

5. Nothing in this Consent Order will be construed to limit any party's right to enforce this Consent Order according to its terms. If any court of competent jurisdiction determines that any provision contained in this Consent Order, or any part thereof, cannot be enforced, the parties agree that such determination shall not affect or invalidate the remainder of the Consent Order.

6. The Consent Order shall inure to the benefit of and be binding upon the parties hereto and their respective heirs, successors, and assigns.

7. This case is hereby dismissed with prejudice in view of the parties' agreement and pursuant to the terms of this order. Except for the provisions in paragraph 2 of this order, each party is to bear their own costs and attorney's fees. In agreeing to this consent order, the parties acknowledge that each may use the Court's contempt powers to enforce the terms of this consent order. As of the time of execution of this consent order, Plaintiff acknowledges that the only obligation on Defendants' part that remains outstanding is the payment of attorneys' fees and damages as reflected in paragraph 2 of this document.

8. This Consent Decree may be executed in multiple counterparts, all of which together shall constitute one original document.

SO ORDERED, this ____ day of _____, 2006

UNITED STATES DISTRICT JUDGE

Respectfully submitted

John R. Sweeney
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Counsel for Defendants`

Dated: March __, 2006

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Counsel for Plaintiff

Dated: March __, 2006