

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

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IHOP Franchising, LLC., as successor  
in interest to International House  
of Pancakes, Inc., and  
IHOP Properties, LLC.,

Plaintiffs,

v.

MARILU BOEGER, ERIN BOEGER,  
TAGURA MANAGEMENT, INC.,  
TAGURA MANAGEMENT  
RACINE, INC., TAGURA MANAGEMENT  
WEST DUBUQUE, INC., TAGURA  
MANAGEMENT PLOVER, INC., TAGURA  
MANAGEMENT WAUSAU, INC.,  
BRUNCH KITCHEN WAUSAU, INC.,  
and BRUNCH KITCHEN PLOVER, INC.,

Defendants.

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ORDER

12-cv-518-bbc

Plaintiff IHOP Franchising, LLC is seeking entry of default judgment against defendants Tagura Management, Inc., Tagura Management Racine, Inc., Tagura Management West Dubuque, Inc., Tagura Management Plover, Inc. and Tagura Management Wausau, Inc. Defendants Marilu T. Boeger and Erin P. Boeger oppose the motion.

Because it appears possible that a finding would be made that the Boegers share joint

liability with the Tagura defendants, I will deny plaintiff's motion, so as to avoid an "inconsistency among judgments of multiple defendants." Marshall & Ilsley Trust Co. v. Pate, 819 F.2d 806, 811 (7th Cir. 1987). However, I will grant plaintiff's request to enjoin these defendants from distributing any assets in violation of Wis. Stat. Ch. 242.

#### ORDER

IT IS ORDERED that plaintiff IHOP Franchising, LLC's motion for entry of default judgment against defendants Tagura Management, Inc., Tagura Management Racine, Inc., Tagura Management West Dubuque, Inc., Tagura Management Plover, Inc. and Tagura Management Wausau, Inc. is DENIED. FURTHER, IT IS ORDERED that these defendants are enjoined from distributing any asset in violation of Wis. Stat. Ch. 242.

Entered this 28th day of November, 2012.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge