

1 STATE OF ILLINOIS )

2 )

3 COUNTY OF McHENRY )

4 IN THE TWENTY-SECOND JUDICIAL CIRCUIT

5 McHENRY COUNTY, ILLINOIS

6 PAUL DULBERG, )

7 Plaintiff, )

8 vs. ) No. 17 LA 377

9 THE LAW OFFICES OF THOMAS J. )

10 POPOVICH, P.C., and HANS MAST, )

11 Defendant. )

12 ELECTRONICALLY RECORDED REPORT OF  
13 PROCEEDINGS had in the above-entitled cause before  
14 the Honorable THOMAS A. MEYER, Judge of said Court  
15 of McHenry County, Illinois, on the 4th day of  
16 November, 2019, at the McHenry County Government  
17 Center, Woodstock, Illinois.

18 APPEARANCES:

19 THE CLINTON LAW FIRM, by

20 MS. JULIA C. WILLIAMS, (Via CourtCall)

21 On behalf of the Plaintiff,

22 KARBAL COHEN ECONOMOU SILK DUNNE, LLC, by

23 MR. GEORGE K. FLYNN,

24 On behalf of the Defendants.

1 THE COURT: All right. Let's go Dulberg versus  
2 Mast. Good morning. This is Judge Meyer. I'm a  
3 little early. I've got two cases on CourtCall. Is  
4 anyone on the phone for Dulberg versus Mast?

5 MS. WILLIAMS: Yes, your Honor. Good morning.  
6 This is Julia Williams on behalf of Paul Dulberg.

7 THE COURT: All right. Here we have in court  
8 here Mr. Dulberg, am I correct?

9 MR. DULBERG: Correct.

10 THE COURT: And counsel?

11 MR. FLYNN: George Flynn on behalf of Popovich.

12 THE COURT: Okay. I'll ask counsel here in  
13 court, what's going on?

14 MR. FLYNN: Judge, we are here for a status and  
15 my motion. I've got a motion to file an amended  
16 affirmative defense which I understand is -- has no  
17 objection.

18 THE COURT: Is that correct, counsel, no  
19 objection?

20 MS. WILLIAMS: No. Given the pleading standard,  
21 there is no objection.

22 THE COURT: Okay. All right. What have we done  
23 in (f)(1)?

24 MR. FLYNN: We haven't taken any depositions.

1 We have exchanged written discovery. There is some  
2 outstanding supplemental answers owed by the  
3 plaintiff. My understanding they are out for  
4 signature.

5 You may recall last time we were here, your  
6 Honor, there was an indication on the record that  
7 the plaintiff is waiving a previously raised  
8 attorney-client privilege.

9 THE COURT: Okay.

10 MR. FLYNN: So I think they are amending the  
11 discovery answers and possibly producing more  
12 documents. I'm not sure.

13 THE COURT: Is that correct, counsel, not  
14 putting you on the spot, but is that an accurate  
15 representation?

16 MS. WILLIAMS: Right. So I think we have  
17 produced pretty much everything we have, but I can  
18 talk to counsel about the documents. But we are  
19 amending -- supplementing some of the discovery  
20 responses, and I'm working with my client on that  
21 now. And then I think there might be a couple other  
22 outstanding discovery issues that's something that  
23 counsel and I have been working on, and I think will  
24 be resolved --

1 THE COURT: Okay.

2 MS. WILLIAMS: -- fairly quickly.

3 THE COURT: With that all being said, since  
4 you're still doing written, how about I put it on 90  
5 days? That takes us to early February. February 3  
6 is a Monday. Does that day work, or did you have  
7 something else in mind?

8 MR. FLYNN: Let's see.

9 MS. WILLIAMS: That's fine with me if that's  
10 fine with counsel.

11 MR. FLYNN: That's fine with me. It's the day  
12 after the Super Bowl, but I'm really too old these  
13 days to have much fun for it. So --

14 THE COURT: All right. So it will be February 3  
15 status (f)(1).

16 MS. WILLIAMS: Thank you, your Honor.

17 THE COURT: All right. I'll grant you to file  
18 the amended.

19 MR. FLYNN: Thank you, your Honor.

20 THE COURT: All right. Thank you.

21 (Which were all the proceedings  
22 had in the above-entitled cause  
23 this date.)  
24



1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF McHENRY )  
4

5 I, JUDY CARLSON, an official Court Reporter  
6 for the Circuit Court of McHenry County,  
7 Twenty-Second Judicial Circuit of Illinois,  
8 transcribed the electronic recording of the  
9 proceeding in the above-entitled cause to the best  
10 of my ability and based on the quality of the  
11 recording, and I hereby certify the foregoing to be  
12 a true and accurate transcript of said electronic  
13 recording.  
14

15   
16 \_\_\_\_\_  
17 Certified Shorthand Reporter  
18 License No. 084-003347  
19  
20  
21  
22  
23  
24