

1 STATE OF ILLINOIS )  
2 COUNTY OF McHENRY ) SS.

3 IN THE TWENTY-SECOND JUDICIAL DISTRICT  
4 McHENRY COUNTY, ILLINOIS

5  
6 PAUL DULBERG,

7 Plaintiff,

8 vs.

No. 12 LA 178

9  
10 DAVID GAGNON, Individually  
11 and as Agent of CAROLINE  
12 McGUIRE and BILL McGUIRE,  
and CAROLINE McGUIRE and  
BILL McGUIRE, Individually,

13 Defendant.

14 ELECTRONICALLY RECORDED Report of  
15 Proceedings in the above-entitled cause before the  
16 Honorable THOMAS A. MEYER, Judge of said Court of  
17 McHenry County, Illinois, on the 13th day of June,  
2016, in the McHenry County Government Center,  
Woodstock, Illinois.

18 APPEARANCES:

19 UNIDENTIFIED

20 On behalf of the Defendants.  
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1 THE COURT: Dulberg versus Gagnon?  
2 (Whereupon the afore-captioned  
3 cause was recalled.)

4 SPEAKER: Judge, I'm here on Dulberg versus  
5 Gagnon.

6 THE COURT: Yeah.

7 SPEAKER: I have four motions up this morning.  
8 Plaintiff's attorney and I are working on the case  
9 to see if it's a possible ADR candidate. He asked  
10 that we get our motions entered and continued.  
11 They're for an IME.

12 THE COURT: Okay.

13 SPEAKER: They're to continue the trial, they're  
14 to bar one of his witnesses, and they're to compel  
15 his expert.

16 THE COURT: Okay.

17 SPEAKER: For a dep. Randy Baudin and I have  
18 been talking all last week. And I said, What do you  
19 want to do about today? He's working with a client  
20 who's on his third attorney, so.

21 THE COURT: I had an extensive pretrial, so.

22 SPEAKER: Yes. And I'm new to it, but I'm like,  
23 Okay, we're going to, you know, get it ready for  
24 trial if that's what we're going to do.

1 THE COURT: When did Mr. Baudin want to come  
2 back?

3 SPEAKER: He didn't say. But I know, like  
4 myself, he's going to a volleyball tournament with  
5 his daughters in Florida.

6 THE COURT: Okay.

7 SPEAKER: At the end of the month.

8 THE COURT: So --

9 SPEAKER: I don't want to --

10 THE COURT: We'll get into July. Why don't we  
11 go 30 days. What's a day that works for you?

12 SPEAKER: And honestly, if I get a decision  
13 sooner, that -- well, I don't know if this is a case  
14 we -- we probably wouldn't be able to enter a  
15 dismissal order if we went to ADR until after the  
16 ADR was done.

17 THE COURT: Yeah.

18 SPEAKER: Based on the history. I am gone the  
19 first week of July. So after that, I am here  
20 July 11th.

21 THE COURT: Let's come back July 11th.

22 SPEAKER: Are you comfortable with leaving the  
23 trial date until that time?

24 THE COURT: Yeah.

1           SPEAKER: Because the trial date's out in  
2           September.

3           THE COURT: Yeah.

4           SPEAKER: Okay. All right.

5           THE COURT: It's not like it's extra work for  
6           me.

7           SPEAKER: Well, I just -- you know, for purposes  
8           of your calendar.

9           THE COURT: You're -- you're the number one  
10          case, so everybody else will be happy if you go  
11          away.

12          SPEAKER: I'm sure they will. Okay. Thank you,  
13          Judge.

14          THE COURT: All right. Thank you.

15                               (Which were all the proceedings  
16                               had in the above-entitled cause  
17                               this date.)

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1 STATE OF ILLINOIS }  
2 COUNTY OF McHENRY } SS:  
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4 I, CRISTIN M. KELLY, an official Court  
5 Reporter for the Circuit Court of McHenry County,  
6 Twenty-Second Judicial Circuit of Illinois,  
7 transcribed the electronic recording of the  
8 proceeding in the above-entitled cause to the best  
9 of my ability and based on the quality of the  
10 recording, and I hereby certify the foregoing to be  
11 a true and accurate transcript of said electronic  
12 recording.  
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