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2. The Record On Appeal was due on or before August 28, 2023 pursuant to Illinois Supreme Court Rules 326 and 608(c);
3. On August 28, 2023 the Clerk of the Circuit Court of Cook County, Illinois sent an email to Plaintiffs-Appellants' Attorney indicating that the Record on Appeal was prepared and indicating there was a balance due of \$228.50 ;
4. On August 29, 2023 Plaintiffs-Appellants' Attorney paid the balance due in the electronic method indicated ;
5. On August 30, 2023 Plaintiffs-Appellants' Attorney received two (2) emails from the Appellate Clerk's Office indication that the First Judicial Appellate Clerk had received the Record On Appeal due on August 28, 2023 late on August 30, 2023;
6. The Appeals Clerk of the First Judicial District of Illinois accepted the Record on Appeal on September 7, 2023.
7. Appellants' Brief is due 35 days from filing the Record on Appeal (Illinois Supreme Court Rule 343(a)).
8. Therefore Appellants' Brief is due October 12, 2023.
9. The total number of days requested was 9 days for the Record on Appeal to be filed and the number of days granted was 9 days.
10. The total number of days granted on all previous motions was 9 days.
11. The total number of days requested, and the total number of days granted on all the previous motions for extension of time filed by other parties are zero days.
12. The total number of days that will have elapsed from the date of filing of the Notice of Appeal to the date the case will be ready for disposition if the present extension and no further extensions are granted is 217 days.

13. On October 10, 2023 and before filing this motion, Appellants Attorney emailed a copy of this motion and indicated he would be seeking an extension of time for 60 days to file the Appellants' Brief based upon Orders filed in the Trial Court, one of that was based on Illinois Supreme Court Rule 304(a), and compared to the Trial Court transcript of September 21, 2023 and Appellants' Attorney's other court matters and hearings. (Please see Appellants' Exhibits A through E attached)

Wherefore, Plaintiffs-Appellants prays that this Honorable Court recognize Plaintiffs-Appellants' Attorney good faith efforts to comply with the Illinois Supreme Court rules regarding the preparation and filing of Appellants' Brief, grant 60 additional days up to and including December 11, 2023 to file and serve Appellants' Brief and any and all additional relief this Honorable Court deems equitable and just.

Dated: October 10, 2023

Respectfully submitted,

By: /s/ Alphonse A. Talarico
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Northbrook, Illinois 60062
(312) 808-1410
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VERIFICATION BY CERTIFICATION PURSUANT TO SECTION 1-109

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief, and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

/s/ Alphonse A. Talarico

PROOF OF DELIVERY

I am sending this **MOTION TO EXTEND THE TIME FOR FILING APPELLANTS'**

BRIEF proposed Order and Notice of Filing: see Service list as follows

by an approved electronic filing service provider (EFSP) on October 10, 2023 at 4:30 p.m.

I certify that everything in the *Proof of Delivery* is true and correct. I understand that a false statement herein is perjury and has penalties provided by law under 735 ILCS 5/1-109.

Dated: October 10, 2023

/s/ Alphonse A. Talarico
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