



From: Alphonse Talarico contact@lawofficeofalphonsetalarico.com  
Subject: Additional Courtesy Copy filed Notice of Appeal
Date: March 3, 2023 at 1:13 PM
To: George Flynn gflynn@karballaw.com



Dear Mr. Flynn,

Please see the attached.

Sincerely,

Alphonse A. Talarico
312-808-1410

CC to George K. Flynn.pdf
4.5 MB



Instructions Check the box to the right if your case involves parental responsibility or parenting time (custody/visitation rights) or relocation of a child. Just below "Appeal to the Appellate Court of Illinois," enter the number of the appellate district that will hear the appeal and the county of the trial court. If the case name in the trial court began with "In re" (for example, "In re Marriage of Jones"), enter that name. Below that, enter the names of the parties in the trial court, and check the correct boxes to show which party is filing the appeal ("appellant") and which party is responding to the appeal ("appellee"). To the far right, enter the trial court case number, the trial judge's name, and the Supreme Court Rule that allows the appellate court to hear the appeal.	<input type="checkbox"/> THIS APPEAL INVOLVES A MATTER SUBJECT TO EXPEDITED DISPOSITION UNDER RULE 311(a).	
	APPEAL TO THE APPELLATE COURT OF ILLINOIS SECOND District from the Circuit Court of McHenry County	
	In re _____ Paul R. Dulberg _____ _____ Plaintiffs/Petitioners (First, middle, last names) <input checked="" type="checkbox"/> Appellants <input type="checkbox"/> Appellees v. Hans Mast and The Law Offices of Thomas J. Popovich, P.C. _____ _____ Defendants/Respondents (First, middle, last names) <input type="checkbox"/> Appellants <input checked="" type="checkbox"/> Appellees	Trial Court Case No.: <u>17LA000377</u> Honorable <u>Joel D. Berg for S.J. only</u> Judge, Presiding _____ Supreme Court Rule: <u>303</u>

NOTICE OF APPEAL (CIVIL)

In 1, check the type of appeal.
 For more information on choosing a type of appeal, see *How to File a Notice of Appeal*.

1. Type of Appeal:

- ☒ Appeal
☐ Interlocutory Appeal
☐ Joining Prior Appeal
☐ Separate Appeal
☐ Cross Appeal

In 2, list the name of each person filing the appeal and check the proper box for each person.

2. Name of Each Person Appealing:

Name: Paul R. Dulberg
 First Middle Last

- ☒ Plaintiff-Appellant ☐ Petitioner-Appellant
☐ Defendant-Appellant ☐ Respondent-Appellant

Name:

First

Middle

Last

☐ Plaintiff-Appellant

☐ Petitioner-Appellant

OR

☐ Defendant-Appellant

☐ Respondent-Appellant

In 3, identify every order or judgment you want to appeal by listing the date the trial court entered it.

3. List the date of every order or judgment you want to appeal:

05/10/2018

Date

09/07/2021

Date

11/13/2018

Date

01/04/2022

Date

02/25/2019

Date

05/02/2022

Date

05/30/2019

Date

06/10/2022

Date

09/05/2019

Date

07/11/2022

Date

11/04/2019

Date

11/09/2022 (08:20 AM)

Date

02/03/2020

Date

11/09/2022 (08:27 AM)

Date

11/24/2020

Date

12/06/2022

Date

01/06/2021

Date

12/21/2022

Date

02/11/2021

Date

02/01/2023

Date

03/16/2021

Date

04/06/2021

Date

06/14/2021

Date

4. State your relief:

In 4, state what you want the appellate court to do. You may check as many boxes as apply.

- ☒ reverse the trial court's judgment (*change the judgment in favor of the other party into a judgment in your favor* and ☐ send the case back to the trial court for any hearings that are still required;
- ☐ vacate the trial court's judgment (*erase the judgment in favor of the other party*) and ☐ send the case back to the trial court for a new hearing and a new judgment;
- ☒ change the trial court's judgment to say: Defendants' Motion for Summary Judgment is Denied
- ☒ Order the trial court to: transfer this case to the first district (Cook County Law Division) for reassignment; order Defendants to answer the Discovery filed and served by Plaintiff's attorney Thomas W. Gooch;
- ☒ other: Judge Thomas Meyer should have self-recused because he knows the parties, was the Judge in the underlying matter 12 LA 178 and is friends with one of the Defendants. Therefore all orders should be reviewed; have Case Management Conferences and Case Management Orders; reopen F(1) discovery; Plaintiff's privileged discussions with his attorney Thomas W. Gooch after retention regarding when he knew that Defendants actions were malpractice should be removed from the record; find that Plaintiff's objections of "undue burden" to Defendants' Supplemental Requests should be ruled/treated the same as Defendants' discovery objections of undue burden; determine whether a hearing on Plaintiff's objections made at Plaintiff's deposition were valid; have all Court orders redesignated to match the enter date to the file date and to the hearing date; strike all motions instigated by the Court; all stipulations must be signed by the party making the stipulation; proposed order not agreed to by the Plaintiff should not have been sent to this Honorable Court and should not have been entered; Plaintiff, a Party with a Pro Se appearance previously filed, should have been allowed to hear and speak at the Zoom proceedings when his attorney was hospitalized; oral motions not filed or noticed should not be allowed; the Judge should not be allowed to make an oral motion and grant his own oral motion; depositions that violate (multiple) Supreme Court rules should be stricken; Zoom depositions with missing exhibits should be stricken, Zoom depositions where the officer authorized to administer oaths was never given all exhibits used should be stricken; Defendants' ex parte communication on November 9, 2022 between non-attorney Ms. Wang and Plaintiff's former attorney Julie C. Williams (formerly Julia C. Floyd) and any other ex parte communication between: this Honorable Court; Plaintiff's former attorneys and Defendants' former offices should be revealed; the Order entered on December 6, 2022 should be stricken and a corrected Order should replace it because: there was no order entered on November 11, 2022 (VETERANS DAY); allow the contemporaneous audio recording of Defendant Hans Mast deposition made by the officer authorized to administered oaths be entered in to the record as evidence for the purpose of proof that the Deposition Of Defendant Hans Mast contained numerous major violation of Supreme Court Rules ;strike the Zoom Deposition of Defendant Hans Mast completed in violation of numerous Supreme Court Rules without the waiver of said violation by the Parties; grant Plaintiff's motion to Depose Defendant Hans Mast; deny Defendants' Motion for Summary Judgment based upon the Zoom deposition of Defendant Hans Mast and disregarding the Law of the State of Illinois regarding the Statute of Limitation for Legal Malpractice and the requirement of pecuniary loss as determined by the Illinois Supreme Court in 2022 IL 126935 SUBURBAN REAL ESTATE SERVICES, INC., et al., Appellees, v. WILLIAM ROGER CARLSON JR. et al., Appellants; upon remand to consider Plaintiff's additional vicarious pecuniary losses stemming from Defendants erroneous settlement advice in the underlying case to release the homeowners for \$5,000.00 (the McGuires in the underlying

and grant any other relief that the court finds appropriate.

<p>If you are completing this form on a computer, sign your name by typing it. If you are completing it by hand, sign by hand and print your name. Fill in your address, telephone number, and email address, if you have one.</p>	<p><u>/s/ Paul R Dulberg</u></p> <p><i>Your Signature</i></p>	<p><u>4606 Hayden Ct.</u></p> <p><i>Street Address</i></p>	
	<p><u>Paul R Dulberg</u></p> <p><i>Your Name</i></p>	<p><u>McHenry, Illinois, 60051</u></p> <p><i>City, State, ZIP</i></p>	
<p>All appellants must sign this form. Have each additional appellant sign the form here and enter their complete name, address, telephone number, and email address, if they have one.</p>	<p><u>pdulberg@icloud.com</u></p> <p><i>Email</i></p>	<p><u>(847) 497-4250</u></p> <p><i>Telephone</i></p>	<p><i>Attorney # (if any)</i></p>
	<p>Additional Appellant Signature</p>		
	<p><u>/s/</u></p> <p><i>Signature</i></p>	<p><i>Street Address</i></p>	
	<p><i>Name</i></p>	<p><i>City, State, ZIP</i></p>	
	<p><i>Email</i></p>	<p><i>Telephone</i></p>	<p><i>Attorney # (if any)</i></p>
<p>GETTING COURT DOCUMENTS BY EMAIL: You should use an email account that you do not share with anyone else and that you check every day. If you do not check your email every day, you may miss important information, notice of court dates, or documents from other parties.</p>			

PROOF OF SERVICE (You must serve the other party and complete this section)

In 1a, enter the name, mailing address, and email address of the party or lawyer to whom you sent the document.

In 1b, check the box to show how you sent the document, and fill in any other information required on the blank lines.

In 1b, check the box to show how you are sending the document.
CAUTION: If you and the person you are sending the document to have an email address, you **must** use one of the first two options. Otherwise, you may use one of the other options.

In c, fill in the date and time that you sent the document.

In 2, if you sent the document to more than 1 party or lawyer, fill in a, b, and c. Otherwise leave 2 blank.

1. I sent this document:

a. To:

Name: George K. Flynn
First Middle Last
Address: 200 S. Wacker Drive #2550, Chicago, Illinois, 60606
Street, Apt # City State ZIP
Email address: gflynn@karballaw.com

b. By:

☒ An approved electronic filing service provider (EFSP)

☐ Email (not through an EFSP)

Only use one of the methods below if you do not have an email address, or the person you are sending the document to does not have an email address.

☐ Personal hand delivery to:

☐ The party

☐ The party's family member who is 13 or older, at the party's residence

☐ The party's lawyer

☐ The party's lawyer's office

☐ Mail or third-party carrier

c. On: March 3, 2023

Date

At: 3:30 ☐ a.m. ☒ p.m.

Time

2. I sent this document:

a. To:

Name: _____
First Middle Last
Address: _____
Street, Apt # City State ZIP
Email address: _____

b. By:

☐ An approved electronic filing service provider (EFSP)

☐ Email (not through an EFSP)

Only use one of the methods below if you do not have an email address, or the person you are sending the document to does not have an email address.

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☐ The party's family member who is 13 or older, at the party's residence

☐ The party's lawyer

☐ The party's lawyer's office

☐ Mail or third-party carrier

c. On: _____

Date

At: _____ ☐ a.m. ☐ p.m.

Time

In 3, if you sent the document to more than 1 party or lawyer, fill in a, b, and c. Otherwise leave 2 blank.

3. I sent this document:

a. To:

Name:

First

Middle

Last

Address:

Street, Apt #

City

State

ZIP

Email address:

b. By:

☐ An approved electronic filing service provider (EFSP)

☐ Email (not through an EFSP)

Only use one of the methods below if you do not have an email address, or the person you are sending the document to does not have an email address.

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☐ The party's lawyer

☐ The party's lawyer's office

☐ Mail or third-party carrier

c. On:

Date

At:

Time

☐

a.m.

☐

p.m.

Under the Code of Civil Procedure, 735 ILCS 5/1-109, making a statement on this form that you know to be false is perjury, a Class 3 Felony.

If you are completing this form on a computer, sign your name by typing it. If you are completing it by hand, sign by hand and print your name.

I certify that everything in the Proof of Service is true and correct. I understand that making a false statement on this form is perjury and has penalties provided by law under 735 ILCS 5/1-109.

/s/ Alphonse A. Talarico

Your Signature

Alphonse A. Talarico

Print Your Name

6184530

Attorney # (if any)

Print Form

Save Form

Reset Form