

Date : 2/3/2024 8:22:40 AM

From : "Kathy Flanagan (Judiciary)"

To : "Alphonse Talarico" , "Carlo Z. DeFranco (Circuit Court)"

Cc : "Jochum, Jason" , "Manos, George" , "Robert Chapman" , "Wendy Dickmann" , "Anto, Christine" , "Tinajero, Michelle" , "Schuth, Jennifer" , "Resis, Michael" , "Jeremy N. Boeder" , "docket@tribler.com" , "Paul Dulberg" , "Paul Dulberg" , "T Kost"

Subject : Re: Inability to set a motion to withdraw pursuant to Rules of Professional Conduct 1.16(a)(1), 1.16(b)(2), (b)(5), (b)(6), (b)(7) when following the Uniform Standing Order For All Commercial Calendars (Effective August 27, 2022)

Good morning, counsel.

What a nightmare your story is!

First, the case shows as "disposed" as of 9-21 23, because that was the date the summary judgment was granted for Allstate. That order disposed of the entire case, even though it appears that the causes of action against ADR, remained pending. Because there is a pending "petition" for Supreme Court 137 Sanctions, there is still case activity which can be conducted. Finally, the designation of "continued for case management is merely a description of the activity code for the next court date and the court call on which the case will appear.

With regard to the difficulty in scheduling/spindling your motion to withdraw, please contact Mr. Carlo DiFranco, the Chief Deputy Clerk of the Clerk's Office, Law Division for the best source of information and assistance. His contact information is:

Carlo DeFranco

Chief Deputy Clerk - Law Division -

Honorable Iris Y. Martinez

Daley Center 50 West Washington Room 801

Chicago IL 60602

Phone 312.603.5474

czdifranco@cookcountycourt.com

I have cc'd Mr. DiFranco on this email, so he will be aware of the background and issues presented.

Judge Kathy M. Flanagan

Judge Kathy M. Flanagan

Supervising Judge

2210 Richard J. Daley Center

50 West Washington Street

Chicago, IL 60602-1324

TX: (312) 603-6066

From: Alphonse Talarico <contact@lawofficeofalphonsetalarico.com>

Sent: Thursday, February 1, 2024 12:14 PM

To: Kathy Flanagan (Judiciary) <Kathy.Flanagan@cookcountyl.gov>

Cc: Jochum, Jason <Jason.Jochum@lewisbrisbois.com>; Manos, George

<George.Manos@lewisbrisbois.com>; Robert Chapman <rchapman@chapmanspingola.com>; Wendy

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Subject: Inability to set a motion to withdraw pursuant to Rules of Professional Conduct 1.16(a)(1), 1.16(b)(2), (b)(5), (b)(6), (b)(7) when following the Uniform Standing Order For All Commercial Calendars (Effective August 27, 2022)

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Honorable Kathy M. Flanagan, Acting Presiding Judge Law Division,
-DALEY CENTER your Honor, I am writing to you in the hope that you or your staff can advise me as to how to set a Motion to Withdraw my appearance in the following matter:
Paul R. Dulberg et al
v.
Kelly Baudin et al
2022L010905
currently assigned to the Honorable Anthony C. Swanagan, Calendar U, Room 1907.
Pursuant to the Uniform Standing Order For All Commercial Calendars (Effective August 27, 2022) Motion Times and Trial Procedures Specific to a Judge "To obtain actual dates and specific times when a Judge will hear certain motions, ...one should consult that Judge's specific information found ...in the Chicago Daily Law Bulletin."
On January 31, 2024 the Chicago Daily Law Bulletin indicated concerning CALENDAR U, SWANAGAN, ANTHONY C., aj. ROOM 1907-DALEY CENTER "NOTICE REGARDING COMMERCIAL CALENDAR SECTION Beginning August 29, 2022 lawyers will be required to use the Odyssey system to schedule regular motions for presentation"
I have, through my own e-filing assistant and a retained private nearby filing company attempted to file and set my Motion To Withdraw on the following dates, attempted through Odyssey and with two personal trips to the Law Division (with law Division personnel also failing) to obtain a date and time to present the Motion on Judge Swanagan's schedule. Please note that each time my Motion to Withdraw and Notice of Motion have been accepted but without a date and time for presentment:
01/24 I sent a filing service to the Law Division, but the private service, but was refused their attempted filing and setting "over the Counter";
01/25 - filed Motion to Withdraw, could not schedule for hearing after several attempts, Odyssey's hearing date/time drop-downs would not open;
01/26 - several attempts throughout the day to schedule Notice of Motion, no success, same issue, Odyssey's hearing date/time drop-downs would not open;
01/27 - several attempts throughout the day to schedule Notice of Motion (now using Microsoft Edge browser) , no success, same issue;
01/28 - several attempts throughout the day to schedule Notice of Motion (now using Microsoft Edge browser) , no success, same issue;

01/29 - several attempts throughout the day to schedule Notice of Motion (now using Microsoft Edge browser) , no success, same issue

- spoke with a clerk at the Daley Center ((312) 603-5413, Shanell?) who ran a "dummy" filing on her end into the same case/calendar, she experienced the same issue;

01/30 - several attempts throughout the day to schedule Notice of Motion (now using Microsoft Edge browser) , no success, same issue

- physically traveled to the Daley Center, 8th floor Law Division, spoke with a clerk who had no solution

- went up to courtroom 1907, lights were off, no answer at the door or phone;

02/01-after Odyssey update/corrected? its filing into Cook County on January 31, 2024, again my Motion to Withdraw was accepted but no date and time obtainable.

Although the Cook County attorney portal reflects "**Statistical Closures**

09/21/2023 Disposed", Judge Otto, Calendar R, entered an order setting a hearing on one of the parties Motion for Rule 137 Sanctions but Judge Swanagan has it listed as a continued case management.

Please advise as to how I can have my Motion to Withdraw Set as to date and time as required through Odyssey.

Your anticipated cooperation is greatly appreciated,

Alphonse A. Talarico

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CC # 53293

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