

FEE AGREEMENT

I, Paul Dulberg, hereby agree to retain and employ BAUDIN & BAUDIN, an association of attorneys, to prosecute and/or settle all suits and claims for damages, which may include personal injuries and property damage, against responsible parties, including their insurance companies and my insurance companies, or any other responsible insurance companies, arising out of events which occurred on or about the 28th day of June, 2011, at or near 1016 W. Elder Avenue, McHenry, Illinois.

I agree to pay BAUDIN & BAUDIN as compensation for services (1) a non-refundable retainer fee of \$3,333.33; AND (2) a sum of money equal to one-third (1/3) of the gross amount realized from this claim by settlement prior to trial of this matter, OR, if this matter proceeds to trial, which is defined as any time after the final pre-trial conference with the Court has concluded, I agree to pay BAUDIN & BAUDIN as compensation for its services a sum of money equal to forty percent (40%) of the gross amount realized from such action. Should this matter conclude by way of settlement, negotiations, trial, arbitration or judgment in my favor, BAUDIN & BAUDIN agrees to reduce its percentage fee by an amount of \$3,333.33 as an offset for the non-refundable retainer fee; however, in no event will the \$3,333.33 be refunded to me once this agreement has been executed.

I realize, understand and agree that all expenses and costs related to my claim, such as medical expenses for my/our care and treatment and related costs such as costs for obtaining medical records and bills, as well as court costs, including filing fees, costs of depositions, costs of experts, etc. are my obligation and responsibility and shall be paid as those bills become due from time to time.

It is further agreed and understood that there will be no further charges for legal services over and above the \$3,333.33 non-refundable retainer fee by BAUDIN & BAUDIN (with the exception of the aforesaid expenses and costs referred to in paragraph 3) unless recovery is made in this claim, and that no settlement will be made without the consent of the claimant(s).

I hereby authorize and direct that BAUDIN & BAUDIN is authorized to endorse and deposit any proceeds received in regard to the aforesaid claim herein, and to disburse those funds for purposes of client payments, resolution of liens, reimbursement of costs advanced, and attorney's fees.

This cause was not solicited either directly or indirectly from me/us by anyone. This agreement is being executed with duplicate originals.

Signed this 22nd day of September, 2015, and copy received by claimant(s) or claimant(s)'s representative.

Claimant

Paul Dulberg

Claimant

BAUDIN & BAUDIN
2100 N. Huntington Drive, Suite C
Algonquin, IL 60102
847.658.5295 FAX: 847.658.5015

Revised 9/2015

From: Herb <herb9999@yahoo.com>
Subject: **Fwd: Dr. Visit**
Date: November 3, 2016 9:03:54 AM CDT
To: Paul Dulberg <pdulberg@comcast.net>
▶ 1 Attachment, 58.5 KB

Paul Dulberg
847-497-4250
Sent from my iPad

Begin forwarded message:

From: "Myrna Boyce" <myrna@blgltd.com>
Date: November 2, 2016 at 3:31:04 PM CDT
To: "Herb" <herb9999@yahoo.com>
Subject: **RE: Dr. Visit**

Paul:

Thanks for the email with the appointment information- sorry I didn't see this sooner. I was out and am just getting caught up on emails and somehow I missed this one right away.

We will send over a copy of the report to Dr. Kujawa for review prior to your appointment.

Myrna

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
Direct 779.994.4637 | T 815.526.3202 | T 312.866.1411 | F (312) 800-7494 | www.blgltd.com

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Dissemination, distribution or copying by other persons is prohibited.

----- Original Message -----

Subject: Dr. Visit
From: "Herb" <herb9999@yahoo.com>
Date: 10/28/16 1:46 pm
To: "Myrna Boyce" <myrna@lawbaudin.com>, "Myrna Boyce" <myrna@blgltd.com>

Hi Myrna,
Apparently Barb, my mom, called and talked to Kelly today.
Barb told me that Kelly would like me to make an appointment with Dr. Kujawa before the mediation.
I did make a new appointment.
It's November 11th at 11:30 am.

Did we send Dr. Kujawa the Independent Medical examination report or am I supposed to take it with me to the appointment?

Thanks,
Paul

Paul Dulberg
847-497-4250
Sent from my iPad

From: "Myrna Boyce" <myrna@blgltd.com>
Subject: **RE: Dr Kujawa visit tomorrow**
Date: November 10, 2016 5:24:37 PM CST
To: "Paul Dulberg" <pdulberg@comcast.net>
▶ 1 Attachment, 58.5 KB

Paul:

I forwarded the IME to her office a week or so ago and left a message for her nurse stating we were requesting her to review the report prior to your appointment this week.

There's nothing in particular that you need to ask her. After your appointment, Randy and Kelly will be contacting her to see if she has any commentary regarding the report or if any of her opinions have changed and/or why. They wanted her to be the most recent doctor to see you prior to the mediation and wanted her to see you again since the IME.

Randy will not be attending your appointment tomorrow though.

Myrna

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
Direct 779.994.4637 | T 815.526.3202 | T 312.866.1411 | F (312) 800-7494 | www.blgltd.com

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----- Original Message -----

Subject: Dr Kujawa visit tomorrow
From: "Paul Dulberg" <pdulberg@comcast.net>
Date: 11/10/16 3:37 pm
To: "Myrna Boyce" <myrna@lawbaudin.com>, "Myrna Boyce" <myrna@blgltd.com>

Hi Myrna,
Tomorrow I'm visiting Dr. Kujawa.
Is there anything Randy or Kelly would like me to bring up with Dr. Kujawa?

Also, will Randy be there like he was at that farce insurance examination we had to endure?

Thanks,
Paul

Paul Dulberg
847-497-4250
Sent from my iPad

From: "Myrna Boyce" <myrna@blgltd.com>
Subject: **RE: Adr meeting**
Date: December 1, 2016 11:53:18 AM CST
To: "Paul Dulberg" <pdulberg@comcast.net>
▶ 1 Attachment, 58.5 KB

Paul:

They would like to meet at 12:30 the day of the arb- at the same location as the arb will be held at ADR Systems.
Would that be okay for you to meet them there by 12:30?

Thanks,

Myrna

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
Direct 779.994.4637 | T 815.526.3202 | T 312.866.1411 | F (312) 800-7494 | www.blgltd.com

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----- Original Message -----

Subject: Adr meeting
From: "Paul Dulberg" <pdulberg@comcast.net>
Date: 12/1/16 9:03 am
To: "Myrna Boyce" <myrna@lawbaudin.com>, "Myrna Boyce" <myrna@blgltd.com>

Morning Myrna,
Does Randy and Kelly have plans to meet with me prior to the ADR meeting?
Thanks,
Paul

Paul Dulberg
847-497-4250
Sent from my iPad

From: "Myrna Boyce" <myrna@bgltd.com>
Subject: **FWD: Incoming Fax from <unspecified> (8476402112)**
Date: December 2, 2016 5:03:57 PM CST
To: pdulberg@comcast.net
▶ 2 Attachments, 94.6 KB

Paul:

I am forwarding you the letter that we received from Dr. Kujawa.

Myrna

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
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----- Original Message -----

Subject: Incoming Fax from <unspecified> (8476402112)
From: donotreply@faxthruemail.com
Date: 11/22/16 2:20 pm
To: copier@bgltd.com

You have received the attached document as a fax.

Thank you,
The Fax Thru Email Team

This email was sent from a notification-only address. Please do not reply to this message. For assistance or other customer service inquiries, please visit (<http://support.godaddy.com/support?ci=22414&tab=3>).



[incomingFax.pdf \(36.1 KB\)](#)

From: "Myrna Boyce" <myrna@blgltd.com>
Subject: RE: Fwd: List of former hobbies for Kelly
Date: December 5, 2016 5:18:58 PM CST
To: "Paul Dulberg" <pdulberg@comcast.net>
▶ 1 Attachment, 58.5 KB

Paul:

Thanks for the additional information!

We are working on your case now so that we have everything in order for the mediation this week.

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
Direct 779.994.4637 | T 815.526.3202 | T 312.866.1411 | F (312) 800-7494 | www.blgltd.com

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----- Original Message -----

Subject: Fwd: List of former hobbies for Kelly
From: "Paul Dulberg" <pdulberg@comcast.net>
Date: 12/5/16 5:13 pm
To: "Myrna Boyce" <myrna@lawbaudin.com>, "Myrna Boyce" <myrna@blgltd.com>

Ok got to break that promise and make a new one.
I can't help myself cause it's been 51/2 years since I did these hobbies.
Bowling, I was good at it and did it once a week since I was a kid till this happened.
Ok that's all for today but the list of things I used to be able to do is a long one. Sorry

Paul Dulberg
847-497-4250
Sent from my iPad

Begin forwarded message:

From: Paul Dulberg <pdulberg@comcast.net>
Date: December 5, 2016 at 4:58:19 PM CST
To: Myrna Boyce <myrna@lawbaudin.com>, Myrna Boyce <myrna@blgltd.com>
Subject: Fwd: List of former hobbies for Kelly

Last one to that list for today, I promise!
I don't think this is considered a hobby but it's important
I miss being playful with all of my nieces and nephews.
I can't pick them up and turn them upside down or tickle them to death without cramping up anymore. I feel like I have to distance myself from a huge part of my family and it bothers me all the time

Paul Dulberg

847-497-4250
Sent from my iPad

Begin forwarded message:

From: Paul Dulberg <pdulberg@comcast.net>
Date: December 5, 2016 at 4:44:23 PM CST
To: Myrna Boyce <myrna@lawbaudin.com>, Myrna Boyce <myrna@blqltd.com>
Subject: Fwd: List of former hobbies for Kelly

One more thing I totally forgot about cause I just can't do it anymore but used to do at least twice a year, usually more.
Rock face climbing and rappelling

Paul Dulberg
847-497-4250
Sent from my iPad

Begin forwarded message:

From: Paul Dulberg <pdulberg@comcast.net>
Date: December 5, 2016 at 4:31:29 PM CST
To: Myrna Boyce <myrna@lawbaudin.com>, Myrna Boyce <myrna@blqltd.com>
Subject: Fwd: List of former hobbies for Kelly

Oh, add walking, brushing and playing fetch for more than a few minutes with the dogs to that list.
Another item for the dogs is getting their food. Moving Large bags of dog-food from in the store to the car then into the house and up a flight of stairs is something I have a lot of trouble with. It's why Dr. Kujawa got me the handicap placard for my car.

Paul Dulberg
847-497-4250
Sent from my iPad

Begin forwarded message:

From: Paul Dulberg <pdulberg@comcast.net>
Date: December 5, 2016 at 2:35:09 PM CST
To: Myrna Boyce <myrna@lawbaudin.com>, Myrna Boyce <myrna@blqltd.com>
Subject: List of former hobbies for Kelly

Hi Myrna,
Kelly was asking what hobbies I had prior to the accident so I started a list.
All of the following are things I used to do that are now affected or altogether stopped after the accident.
This is the quick short list.

Camping, Canoeing & Fishing
Vegetable gardening & other yard work
Cooking, Baking, Candies & canning
Motor Sports, boating, ATV & motor cross, snowmobile

Water Sports, skiing, tubing, etc...
Winter sports, skiing, tubing, snowmobile, etc...
Building, maintaining and repairing motors on cars motorcycles
lawn mowers and boats
Playing Guitar
Off road Bicycle riding
Building, repairing, remodeling and maintaining my home
Art, Design & Sketching
Photography
Typing
Writing

Like I said earlier, this is a short list. I had a lot of hobbies but
these are the ones that I remember the most and miss

Hope this helps,
Paul

Paul Dulberg
847-497-4250
Sent from my iPad

From: Randy Baudin II <randybaudin2@gmail.com>
Subject: **award**
Date: December 12, 2016 7:34:42 PM CST
To: pdulberg@comcast.net
▶ 1 Attachment, 45.2 KB

Congrats!!



[W. Randal Baudin II's LinkedIn Profile](#)
Cell 815.814.2193

Dec 12 2016 3:06PM HP Fax

page 2



Binding Mediation Award

Paul Dulberg

v.

David Gagnon

ADR Systems File # 33391BMAG

On December 8, 2016, the matter was called for binding mediation before the Honorable James P. Etchingham, (Ret.), in Chicago, IL. According to the agreement entered into by the parties, if a voluntary settlement through negotiation could not be reached the mediator would render a settlement award which would be binding to the parties. Pursuant to that agreement the mediator finds as follows:

Finding in favor of:

Paul Dulberg

Gross Award:

\$ 660,000.

Comparative fault:

15

% (if applicable)

Net Award:

\$ 561,000

Comments/Explanation

Medical

\$ 60,000.

Future medical

\$ 200,000.

Lost wage

\$ 250,000.

P & S

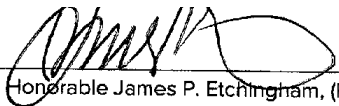
75,000.

L & L

75,000.

A

n.


The Honorable James P. Etchingham, (Ret.)

ADR Systems • 20 North Clark Street • Floor 29 • Chicago, IL 60602
312.960.2260 • info@adrsystems.com • www.adrsystems.com

From: Randy Baudin II <randybaudin2@gmail.com>
Subject: **release**
Date: December 20, 2016 12:16:34 PM CST
To: pdulberg@comcast.net
▶ 1 Attachment, 360 KB

Dear Paul:

Please sign the attached release and scan it back to me asap. Additionally, initial on the line on the front next to the address correction.

I also have to send it to the trustee.

Thanks, Randy



[W. Randal Baudin II's LinkedIn Profile](#)
Cell 815.814.2193



[Dulburg Rele...pdf \(360 KB\)](#)

From: "Myrna Boyce" <myrna@bgltd.com>
Subject: **Fwd: Dulberg v. Gagnon**
Date: October 19, 2016 5:08:56 PM CDT
To: "Paul Dulberg" <pdulberg@comcast.net>
▶ 3 Attachments, 502 KB

Paul:

This came in today so I wanted to get this to you for your review, attached is the report from your IME exam. The attorneys are also reviewing the report and said they would get in contact with you tomorrow regrading the results.

Myrna

Myrna E. Boyce, Legal Assistant



Myrna E. Boyce, Legal Assistant | The Baudin Law Group, Ltd. | 304 S. McHenry Ave., Crystal Lake, IL 60014
Direct 779.994.4637 | T 815.526.3202 | T 312.866.1411 | F (312) 800-7494 | www.bgltd.com

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[ExpertReport...pdf \(236 KB\)](#) [PHILLIPS, Cra...pdf \(208 KB\)](#)

**THE UNITED STATES OF AMERICA
IN THE CIRCUIT COURT OF THE TWENTY SECOND JUDICIAL CIRCUIT
McHENRY COUNTY, ILLINOIS**

PAUL DULBERG,	)	
Plaintiff,	)	Case No.: 2017 LA 377
v.	)	
	)	
THE LAW OFFICES OF THOMAS J.	)	
POPOVICH, P.C. and HANS MAST,	)	
	)	
Defendants.	)	

PROOF OF SERVICE OF DISCOVERY DOCUMENTS

To: George Flynn (gflynn@clausen.com)
Clausen Miller, P.C.
10 South LaSalle Street, 16th Floor
Chicago IL 60603

I HEREBY CERTIFY THE FOLLOWING DOCUMENTS WERE SERVED TO THE ABOVE NAMED:

- 1) Plaintiff's First Request for Production of Documents to Defendants;
- 2) Plaintiff's First Set of Interrogatories to Defendants; and
- 3) Plaintiff's 213(f) (1)(2) & (3) Interrogatories to Defendants.

Via McHenry County E-file system and email from Wauconda, Illinois before 5:00 p.m. on October 8, 2018.

Thomas W. Gooch, III
Thomas W. Gooch, III

THE GOOCH FIRM
209 S, Main Street
Wauconda, Illinois 60084
847 526 0110
gooch@goochfirm.com
office@goochfirm.com
ARDC No. 3123355

From: "Janet Douglass" <janet@ssdatty.com>
Subject: **Re: SSDI Paul Dulberg**
Date: March 5, 2012 9:01:33 AM CST
To: <pdulberg@comcast.net>

Paul

Yes, this is the correct application form. You could go ahead and complete the application yourself and send it in now. Margaret should be sending you some information soon on your claim. We have a process that we have to complete to open new files and we are still working on yours. Once you receive anything, please give me a call if you have any questions or concerns.

Thank you.

Janet

Janet M. Douglass, Head Paralegal
M. Margaret Bradshaw P.C.
454 W. Jackson Street
Woodstock IL 60098
Ph 815-206-2908
or 877-SSD-Atty
Fx 877-773-9889
Janet@SSDAtty.com
www.SSDAtty.com

----- Original Message -----

From: pdulberg@comcast.net
To: janet@ssdatty.com
Sent: Sunday, March 04, 2012 11:09 AM
Subject: SSDI

Hi Janet/Margret,

At our appointment you mentioned you could perhaps help me get medical work done thru Northwestern University. I have e-mailed you twice requesting the forms/applications needed to get this medical help. You have not yet responded. I did try to do a search for these forms and came up with the PDF attached to this e-mail. Is this the correct form? Not sure if you want me to contact NU myself or if you are the one that should be handling this for me. Dr. Sek wants to get another look at my neck because he thinks disc bulging may have increased and that there is further degeneration. There is no way I can afford to get this procedure done and you said you would assist me in getting some sort of medical assistance.

The interview we had is somewhat fleeting as I did get extremely tired. I remember something about family services but can't recall what it was I was supposed to do. Please feel free to call me with anything I should be doing.

Thanks again for all your help,
Paul

Paul Dulberg
847-497-4250

From: Zenia Brezden <zbrezden@fdaleylaw.com>
Subject: **RE: SSDI authorization letter**
Date: October 28, 2016 4:12:55 PM CDT
To: Paul Dulberg <pdulberg@comcast.net>
Cc: Meredith Marcus <mmarcus@fdaleylaw.com>

The Authorization form (SSA-827) is for you to sign, date and return to SSA. Also, if you have a witness, please have them sign also. Thank you!

Zenia Brezden
Case Manager
Daley Disability Law, P.C.
601 W. Randolph St., Suite 300
Chicago, IL 60661
(312)561-3030 (x219)
F (312)284-4773

-----Original Message-----

From: Paul Dulberg [mailto:pdulberg@comcast.net]
Sent: Friday, October 28, 2016 4:10 PM
To: Meredith Marcus <mmarcus@fdaleylaw.com>; Zenia Brezden <zbrezden@fdaleylaw.com>
Subject: SSDI authorization letter

Hi Meredith,
Today I received a letter for authorization to disclose information to SSA.
The letter was addressed to your office.
Should I sign and return the letter or have you already taken care of this?
Thanks,
Paul

Paul Dulberg
847-497-4250

From: Zenia Brezden <zbrezden@fdaleylaw.com>
Subject: RE: SSDI authorization letter
Date: November 2, 2016 10:21:43 AM CDT
To: Paul Dulberg <pdulberg@comcast.net>

Okay. Thank you!

Zenia

-----Original Message-----

From: Paul Dulberg [mailto:pdulberg@comcast.net]
Sent: Wednesday, November 02, 2016 8:25 AM
To: Zenia Brezden <zbrezden@fdaleylaw.com>
Cc: Meredith Marcus <mmarcus@fdaleylaw.com>
Subject: Re: SSDI authorization letter

Hi,
Sorry, I forgot to email you back on this.
It was mailed last Saturday.
Thanks,
Paul

Paul Dulberg
847-497-4250
Sent from my iPad

On Oct 28, 2016, at 4:12 PM, Zenia Brezden <zbrezden@fdaleylaw.com> wrote:

The Authorization form (SSA-827) is for you to sign, date and return to SSA. Also, if you have a witness, please have them sign also.
Thank you!

Zenia Brezden
Case Manager
Daley Disability Law, P.C.
601 W. Randolph St., Suite 300
Chicago, IL 60661
(312)561-3030 (x219)
F (312)284-4773

-----Original Message-----

From: Paul Dulberg [mailto:pdulberg@comcast.net]
Sent: Friday, October 28, 2016 4:10 PM
To: Meredith Marcus <mmarcus@fdaleylaw.com>; Zenia Brezden <zbrezden@fdaleylaw.com>
Subject: SSDI authorization letter

Hi Meredith,
Today I received a letter for authorization to disclose information to SSA.
The letter was addressed to your office.
Should I sign and return the letter or have you already taken care of this?
Thanks,
Paul

Paul Dulberg
847-497-4250

From: Zenia Brezden <zbrezden@fdaleylaw.com>
Subject: RE: SSDI
Date: December 2, 2016 10:06:27 AM CST
To: Paul Dulberg <pdulberg@comcast.net>
Cc: Meredith Marcus <mmarcus@fdaleylaw.com>

Your case is in prehearing review as of 10/28/16. I don't think it will be much longer but we have to wait for the judge's scheduler to call us. It all depends on the judge's schedule and order of cases to be scheduled. They schedule the older cases first. We will notify you as soon as we get a date.

Zenia Brezden
Case Manager
Daley Disability Law, P.C.
601 W. Randolph St., Suite 300
Chicago, IL 60661
(312)561-3030 (x219)
F (312)284-4773

-----Original Message-----

From: Paul Dulberg [mailto:pdulberg@comcast.net]
Sent: Friday, December 02, 2016 9:14 AM
To: Zenia Brezden <zbrezden@fdaleylaw.com>; Meredith Marcus <mmarcus@fdaleylaw.com>
Subject: SSDI

Hi Meredith and Zenia,

Hope both of you had a wonderful Thanksgiving.
Have we heard anything about when the SSDI hearing will be?

Thanks,
Paul

Paul Dulberg
847-497-4250

From: "Janet Douglass" <janet@ssdatty.com>
Subject: **Re: Update Paul Dulberg**
Date: February 13, 2012 1:25:32 PM CST
To: <pdulberg@comcast.net>

Thank you for the information Paul. I have forwarded your message to Margaret. We can send you an application for applying for benefits from Northwestern University.

Feel free to send updated medical information and questions about your claim to this e-mail address. We just ask that you keep your e-mails related to your claim.

Janet

Janet M. Douglass, Head Paralegal
M. Margaret Bradshaw P.C.
454 W. Jackson Street
Woodstock IL 60098
Ph 815-206-2908
or 877-SSD-Atty
Fx 877-773-9889
Janet@SSDAtty.com
www.SSDAtty.com

----- Original Message -----

From: pdulberg@comcast.net
To: janet@ssdatty.com
Sent: Monday, February 13, 2012 1:07 PM
Subject: Update

M. Margaret Bradshaw,

I received the results from the MRI done on my right arm and Dr. Levin said the MRI came up negative. The physical therapist had already told me that this type of damage seldom shows up on an MRI. Dr. Levin said it was all muscle and tendon damage. Dr. Levin and the physical therapist both suggested I see an hand and arm orthopedic specialist.

Today my GP, Dr. Sek, wants me to get an MRI done on my neck. This would not be covered in the lien against the claim for my right arm. So I am at a loss as to how to go about getting this done. While talking to you, I heard you mention Northwestern University. How do I go about applying for this? I would appreciate any help or assistance you may have that will allow me to get this done.

I applied for help at DHS in Woodstock. They received a copy of all my medical records and approved a two month SNAP benefit. Not sure if this will be extended or if they will do any further follow-up. This is a new process for me and I'm not sure how all this works. They said they sent my application for Medicaid to the state and I guess I am waiting for a response.

Thank you for any help you can provide.

Paul Dulberg
847-497-4250