

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. **Name**: State full name (include any former names used).

Franklin Ulyses Valderrama

2. **Position**: State the position for which you have been nominated.

United States District Court Judge for the Northern District of Illinois

3. **Address**: List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Office: Cook County Circuit Court
50 West Washington, Room 2402
Chicago, Illinois 60602

Residence: Oak Park, Illinois

4. **Birthplace**: State year and place of birth.

1962; Panama City, Panama

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

1985 – 1988, DePaul University College of Law; J.D., 1988

1980 – 1985, University of Illinois at Chicago; B.A., 1985

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

2007 – Present
State of Illinois
Associate Judge

Circuit Court of Cook County
50 West Washington, Room 2402
Chicago, Illinois 60602

1993 – 2007
Sanchez Daniels & Hoffman LLP
333 West Wacker Drive, Suite 500
Chicago, Illinois 60606
Partner (1996 – 2007)
Litigation Associate (1993 – 1996)

1992 – 1993
Landau, Omahana & Kopka
222 North LaSalle Street, Suite 200
Chicago, Illinois 60606
Associate

1989 – 1992
Law Office of Tom Leahy (f/k/a Leahy & Donovan)
55 West Wacker Drive, Suite 1110
Chicago, Illinois 60601
Associate

1988 – 1989
United States Bankruptcy Court
Northern District of Illinois
219 South Dearborn
Chicago, Illinois 60604
Staff Attorney

Summer 1987
Legal Assistance Foundation of Chicago
Northwest Office
1212 North Ashland Avenue
Chicago, Illinois 60622
Summer Intern

Summer 1985
St Mary of Nazareth Hospital
2233 West Division Street
Chicago, Illinois 60622
Orderly

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for

selective service.

I have not served in the military. I registered for the selective service upon turning 18.

8. **Honors and Awards**: List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Chicago Kent College of Law, Hispanic Latino Law Student Association's Judge of the Year Award (2018)

National Bar Association's Thurgood Marshall Award (2016)

Cook County Bar Association's Kenneth E. Wilson Award (2016)

DePaul University College of Law, Latino Law Student Associations Distinguished Alumni Achievement Award (2007)

9. **Bar Associations**: List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

Judicial Committees

Illinois Supreme Court Rules Committee (2014 – present)

Supreme Court Committee on Illinois Evidence (2016 – present)

Bar Associations

American Bar Association (approximately 1989 – 1991)

Chicago Bar Association (approximately 1989 – 1992)

Cook County Bar Association (approximately 1989 – 1991)

Hispanic Lawyers Association of Illinois (approximately 1989 – 1991)

Illinois Association of Defense Counsel (approximately 1995 – 1997)

Illinois Judges Association (2007 – 2017)

Illinois Judicial Council (intermittently since 2009)

Illinois Latino Judges Association (2018 – present)

Illinois State Bar Association (approximately 1989 – 1991)

National Association of Railroad Trial Counsel (approximately 2001 – 2007)

Puerto Rican Bar Association (approximately 1990 – 1991)

10. **Bar and Court Admission:**

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Illinois, 1988

There have been no lapses in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

United States District Court for the Northern District of Illinois, 1989

There have been no lapses in membership.

11. **Memberships:**

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

American Youth Soccer Organization, Volunteer Coach (approximately 2005 – 2007)

Boys & Girls Clubs of Chicago (approximately 1991 – 1992)

Coordinated Advice and Referral Program for Legal Services (CARPLS), Board of Directors (1998 – 2000)

DePaul University College of Law, Dean's Advisory Council (2019 – present)

DePaul University College of Law, Dean's Advisory Council, Judiciary Committee (2019 – present)

Leadership Council for Metropolitan Open Communities, Board of Directors
(2005 – 2007)

Rotary Club International (approximately 1990 – 1992)

St. Giles Catholic Church Parish Council (approximately 2006 – 2007)

St. Giles School's Girls Basketball Team, Volunteer Assistant Coach (2008 –
2011)

St. Giles School's Boys Basketball Team, Volunteer Coach (2012 – 2014)

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

It is my understanding that prior to 1987, Rotary Club International did not admit women. That policy, however, changed. By the time I became a member, women were allowed as members. Otherwise, to the best of my knowledge, none of the organizations listed above currently discriminates or formerly discriminated on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership practices.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

None.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

None.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

None.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

October 3, 2019: Panelist, Chicago Bar Association's Consumer "Class Action in State Court," Chicago, Illinois. I served on a judicial panel before members of the bar association's Consumer Committee and Class Action, Consumer Credit, and Federal Procedure Committee discussing class actions in Illinois. I do not have any notes, transcripts or recordings. The address of the Chicago Bar Association is 321 South Plymouth Court, Chicago, Illinois 60604.

March 22, 2019: Panelist, University of Illinois at Chicago John Marshall Law School's Scribes-Student Chapter, "Judicial Panel on Legal Writing," Chicago, Illinois. I served on a judicial panel offering legal writing practice tips for law students. I do not have any notes, transcripts, or recordings. The address of the UIC John Marshall Law School is 300 South State Street, Chicago, Illinois 60604.

November 1, 2018: Panelist, "Chicago Bar Association's 8'O Clock Call," Chicago, Illinois. I served on a judicial panel before members of the bar discussing substantive law and procedural issues in the Chancery Division. I do not have any notes, transcripts, or recordings. The address of the Chicago Bar Association is 321 South Plymouth Court, Chicago, Illinois 60604.

April 5, 2016: Panelist, Judicial Education Conference, "Equitable Remedies in Commercial Cases: Declaratory Judgements, Injunctions and Specific Performance," Lombard, Illinois. I served on a panel of judges at a judicial education conference before Illinois State and appellate court judges. My role was to discuss remedies in Commercial cases. Notes attached.

February 6, 2016: Panelist, Judicial Education Conference, "Equitable Remedies in Commercial Cases: Declaratory Judgements, Injunctions and Specific Performance," Lombard, Illinois. I served on a panel of judges at a judicial

education conference before Illinois State and appellate court judges. My role was to discuss remedies in Commercial cases. Notes are identical to the April 5, 2016, lecturer at the Judicial Education Conference listed above.

July 12, 2015: Panelist, Illinois State Bar Association's "Injunctions, Declaratory Judgments, Receiverships & Other Equitable Proceedings: Identifying, Pleading & Proving Equitable Causes of Action Beyond Foreclosure," Chicago, Illinois. I spoke at a seminar before attorneys on pleading and proving equitable causes of action. I do not have any notes, transcripts, or recordings. The address of the Illinois State Bar Association is 424 South Second Street, Springfield, Illinois 62701.

January 14, 2015: Panelist, Women's Bar Association's "A View From Behind the Bench," Chicago, Illinois. I served on a judicial panel offering litigation best practices tips for attorneys. I do not have any notes, transcripts, or recordings. The Women's Bar Association address is 321 South Plymouth Court, 4S, Chicago, Illinois 60604.

October 17, 2014: Panelist, "Chicago Bar Association's 8 O'Clock Call," Chicago, Illinois. I served on a judicial panel before members of the bar on trial practice and oral advocacy. I do not have any notes, transcripts, or recordings. The address of the Chicago Bar Association is 321 South Plymouth Court, Chicago, Illinois 60604.

July 9, 2013: Panelist, Honorable Lynn Egan's Continuing Legal Education Program "Requests to Admit: Pitfalls and Practicalities," Chicago, Illinois. I spoke at a Continuing Legal Education seminar for lawyers, in which I discussed Illinois Supreme Court Rule 216, Requests to Admit. I do not have any notes, transcripts, or recordings. The seminar was held at the Michael A. Bilandic Building, Room C500, 160 North LaSalle Street, Chicago, Illinois 60601.

December 10, 2013: Panelist, Illinois Judicial Conference's New Judge Seminar "Trial Management of a Civil Case," Chicago, Illinois. I served on a judicial panel at a judicial education conference regarding the role of the judge during trial before recently appointed Illinois judges. I do not have any notes, transcripts, or recordings. The address of the Administrative Office of the Illinois Courts is 222 North LaSalle Street, 13th Floor, Chicago, Illinois 60601.

January 29, 2013: Panelist, Illinois Judicial Conference's New Judge Seminar "Trial Management of a Civil Case," Chicago, Illinois. I served on a judicial panel at a judicial education conference on pre-trial motions before recently appointed Illinois judges. I do not have any notes, transcripts, or recordings. The address of the Administrative Office of the Illinois Courts is 222 North LaSalle Street, 13th Floor, Chicago, Illinois 60601.

January 25, 2012: Panelist, The John Marshall Law School's "Justice Anne Burke's Professionalism Series," Chicago, Illinois. I sat on a panel comprised of lawyers addressing law students on ethics and professionalism in the legal profession. I do not have any notes, transcripts, or recordings. The address of the John Marshall Law School is 315 South Plymouth Court, Chicago, Illinois 60604.

January 29, 2011: Panelist, Illinois Judicial Conference's New Judge Seminar titled "Trial Management of a Civil Case." I served on a judicial panel at a judicial education conference regarding pre-trial motions before recently appointed Illinois judges. I do not have any notes, transcripts, or recordings. The address of the Administrative Office of the Illinois Courts is 222 North LaSalle Street, 13th Floor, Chicago, Illinois 60601.

March 13, 2009: Panelist, 45th Annual Illinois Association of Defense Counsel (IDC) Spring Defense Tactics Seminar, Chicago, Illinois. I served on a panel before trial attorneys regarding Tort Law Update. I do not have any notes, transcripts, or recordings. The address of the Illinois Association of Defense Counsel is PO Box 3144, Springfield, Illinois 62708.

December 8, 2009: Panelist, Illinois Judicial Conference's New Judge Seminar – "Trial Management of a Civil Case," Chicago, Illinois. I served on a judicial panel at a judicial education conference discussing Demonstrative Evidence, before recently appointed Illinois judges. I do not have any notes, transcripts, or recordings. The address of the Administrative Office of the Illinois Courts is 222 North LaSalle Street, 13th Floor, Chicago, Illinois 60601.

January 27, 2009: Panelist, Illinois Judicial Conference's New Judge Seminar "Trial Management of a Civil Case," Chicago, Illinois. I served on a judicial panel at a judicial education conference discussing Motions in Limine, before recently appointed Illinois judges. I do not have any notes, transcripts, or recordings. The address of the Administrative Office of the Illinois Courts is 222 North LaSalle Street, 13th Floor, Chicago, Illinois 60601.

December 5, 2008: Speaker, Illinois Institute for Continuing Legal Education- "Mortgage Foreclosure 2008 Overview and Update: View from the Bench," Chicago, Illinois. I spoke on Illinois Mortgage Foreclosure before Illinois attorneys. I do not have any notes, transcripts, or recordings. The address of the Illinois Institute for Continuing Legal Education is 20 North Wacker Drive, Suite 3120, Chicago, Illinois 60606.

September 2008: Panelist, Illinois Judges Association's "Judicial Perspective: The Foreclosure Process in Illinois," Chicago, Illinois. I spoke on a judicial panel regarding the Illinois Mortgage Foreclosure Law and the judicial process. This program was aired on local government access channels. I do not have any notes, transcripts, or recordings. The address of the Harold Washington Library is 400 South State Street, Chicago, Illinois 60605.

February 2, 2007: Speaker, Illinois Institute for Continuing Legal Education- "Litigating Back & Neck Injury Cases-Defense Perspective: Minimizing Damages," Chicago, Illinois. I spoke before trial attorneys at a seminar on strategy and tactics on how to minimize damages in a personal injury case. I do not have any notes, transcripts, or recordings. The address of the Illinois Institute for Continuing Legal Education is 20 North Wacker Drive, Suite 3120, Chicago, Illinois 60606.

November 21, 1998: Speaker, Illinois Association of Defense Trial Counsel- Rookie Seminar: "Effective Investigation and Discovery Plans," Chicago, Illinois. Spoke before trial attorneys on the use of discovery in civil litigation. I do not have any notes, transcripts, or recordings. The address of the Illinois Association of Defense Trial Counsel is PO Box 3144, Springfield, Illinois 62708.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

Stephanie Potter, *He tries to ease pain of mortgage foreclosure*, Chicago Daily Law Bulletin, March 12, 2008, at 3. Copy supplied.

Panelist for the Illinois Judges Association's "Judicial Perspective: The Foreclosure Process in Illinois," September 2008. Panel discussion regarding the Illinois Mortgage Foreclosure Law and the judicial process. This program was aired on local government access channels. I do not have any notes, transcripts, or recordings. The address of the Harold Washington Library is 400 South State Street, Chicago, Illinois 60605.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

From April 2007 to the present, I have served as an Associate Judge in the Circuit Court of Cook County. Associate Judges are appointed by Circuit Court Judges pursuant to Illinois Supreme Court 39. The Circuit Court of Cook County is the original court of jurisdiction authorized to hear all cases in Cook County, Illinois.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment?

As a Judge in the General Chancery Division of the Circuit Court of Cook County I have presided over twenty cases that have gone to judgment.

- i. Of these, approximately what percent were:

jury trials:	0%
bench trials:	100% [total 100%]
civil proceedings:	100%
criminal proceedings:	0% [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.

As a trial court judge, I do not know which of my opinions are published as I am not notified by the legal research databases, Westlaw or Lexis, when an opinion is published. Westlaw and Lexis have made available some opinions I have written, which I have listed in Appendix 13(b).

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

1. *Janousek v. Slotky, et al.*, No. 09-CH-22216 (Cir. Ct. Cook County).
Decision supplied.

I presided over this two-week long breach of fiduciary trial. The plaintiff, a member of a limited liability company, BIG, brought suit individually and on behalf of the company against his fellow members, the defendants. Plaintiff alleged that the defendants, collectively, as the majority owners of the company, froze him out of the control and management of the company and formed a direct competitor. Plaintiff alleged numerous causes of action, including breach of fiduciary duty and violation of the Illinois Limited Liability Act. Defendants argued that plaintiff had dissociated from the company. The evidence revealed that defendants started a competitive company that was engaged in the same business as BIG and was very profitable. The evidence further showed that defendants had allowed BIG to wither and become unprofitable. I found in favor of the plaintiff, derivatively on behalf of BIG and awarded the company damages.

Counsel for Plaintiff:

Thomas Kanyock
Karen Bridges
Schwartz & Kanyock, LLC
33 North Dearborn Street, Suite 2300
Chicago, Illinois 60602
(312) 436-1442

Counsel for Defendants:

Martin Tully
Dara Tarkowski
Actuate Law LLC
641 West Lake Street
Chicago, Illinois 60661
(312) 579-3135

2. *The Bureaus Inc. v. Janousek*, No. 11-CH-19317 (Cir. Ct. Cook County).
Decision supplied.

I presided over this Illinois Trade Secrets Act trial. The defendant worked for the plaintiff, a debt collection agency, as president. After the debt agency terminated defendant, he surreptitiously downloaded the agency's confidential and trade secret information. The agency filed suit alleging violation of the Illinois Trade Secrets Act and conversion. Defendant asserted, as affirmative defenses, waiver and abandonment. The trial involved expert testimony on the development costs of the trade secrets and the forensic examination of defendant's electronic devices. I found that defendant downloaded plaintiff's confidential information and trade secrets. I rejected defendant's affirmative defenses and entered judgment in favor of the plaintiff in the sum of \$1,200,000.

Counsel for Plaintiff:

Martin Tully
Dara Tarkowski
Acutate Law, LLC
641 West Lake Street
Chicago, Illinois 60661
(312) 579-3135

Counsel for Defendant:

Thomas Kanyock
Karen Bridges
Schwartz & Kanyock, LLC
33 North Dearborn Street, Suite 2300
Chicago, Illinois 60602
(312) 436-1442

3. *Bryant v. ServiceLink Field Servs., LLC, et al.*, No. 11-M1-14950 (Cir. Ct. Cook County). Decision supplied.

I presided over the trial in this trespass action. Plaintiff, the renter of a foreclosed property, claimed that he and his family were residing in the property at the time the defendant, a property preservation company, hired a contractor to enter into the home, without permission, and winterize the home and discard plaintiff's property. Plaintiff filed a multi-count class action suit against several defendants. Plaintiff settled with all defendants prior to trial, except the property preservation

company. During the trial defendant argued that the contractor that entered plaintiff's property was an independent contractor and not defendant's agent. I found that plaintiff failed to establish that the contractor was the defendant's agent. As such, I entered judgment in favor of defendant.

Counsel for Plaintiff:

Berton N. Ring
Berton N. Ring, P.C.
123 West Madison Street, Suite 1500
Chicago, Illinois 60602
(312) 781-0290

Counsel for Defendant:

Peter P. Hargitay
Chelsea Ashbrook McCarthy
William Farley
Holland & Knight LLP
150 North Riverside Plaza
Chicago, Illinois 60606
(904) 353-2000
(312) 263-3600

4. *Denison, et al. v. Myers et al.*, No. 09-CH-44101 (Cir. Ct. Cook County).
Decision supplied.

I presided over the trial in this breach of fiduciary duty case. The parties were members of Triteq, a limited liability company (LLC). The defendant, Triteq's president, without the knowledge of the other members of the LLC, started a competitor company which competed with Triteq. The plaintiffs, co-members of the LLC and the company, brought suit against the defendant, alleging breach of fiduciary duty, violation of the Illinois Trade Secrets Act, breach of contract and conversion. The trial involved expert witness testimony regarding the valuation of Triteq and defendant's interest in the company. I found that the plaintiff co-members failed to establish any individual harm as a result of defendant's actions. As such, I found in favor of the defendant and against the plaintiff co-members. However, with respect to the company, I found in its favor on the breach of fiduciary duty counts and awarded the company compensatory damages of approximately \$334,000 dollars and punitive damages of approximately \$368,000.

Counsel for Plaintiffs:

Jeffrey R. Kulwin
Rachel A. Katz
Kulwin, Masciopinto & Kulwin, LLP
161 North Clark Street
Chicago, Illinois 60601

(312) 641-0300

Counsel for Triteq:

Barry Spevack
Monico & Spevack
20 South Clark Street
Chicago, Illinois 60603
(312) 782-8500

Counsel for Defendant:

Michael J. Morrisroe
John R. Madden
Morrisroe & Associates, Ltd
114 South Bloomingdale Road
Bloomingdale, Illinois 60108
(603) 539-0880

5. *Direct Auto Insurance Co. v. Thang, et al.*, No. 15-CH-13809 (Cir. Ct. Cook County); affirmed by *Direct Auto Insurance Co. v. Thang, et al.*, 2018 IL App (1st) 180240. Decision supplied.

I presided over the trial of this insurance coverage declaratory judgment case. The defendant's cousin, while driving defendant's automobile, was involved in a multi-car accident that caused damage to the defendant's automobile. Defendant made a claim with his automobile insurance carrier, the plaintiff, for the damage. Plaintiff denied the claim and filed suit seeking a declaration that it did not owe the defendant a duty to pay a claim based on defendant's alleged misrepresentation on the insurance application about the members of the defendant's household. Defendant filed a counter-claim, asserting that his claim was a covered claim. The case turned on several key evidentiary issues. The insurance application, relied upon by the insurance company, was unsigned. As a result, I found that the plaintiff failed to lay the foundation that the document it asserted was the insurance application, was in fact the insurance application. I also found that the plaintiff had failed to meet its burden that the defendant had made a material misrepresentation in the insurance application as to the members of the household. Therefore, I entered judgment in favor of the defendant, finding that the defendant was entitled to coverage. The plaintiff appealed and the appellate court affirmed my judgment.

Counsel for Plaintiff:

Samuel Shelist
Shelist Law Firm LLC
29 East Madison Street
Chicago, Illinois 60602
(312) 644-3900

Counsel for Defendant:

Adam Kruse
Walsh, Knippen & Cetina
2150 Manchester Road, Suite 200
Wheaton, Illinois 60187
(630) 372-1980

6. *Trapani Constr. Co. v. Elliot Grp. Inc.*, No. 09-CH-51534 (Cir. Ct. Cook County); affirmed by *Trapani Constr. Co. v. Elliot Grp. Inc.*, 2016 IL App (1st) 143734. Decision supplied.

I presided over the trial of this construction services dispute between the plaintiff, a general contractor, and the defendant, a real estate developer. Plaintiff sent a draft contract to defendant outlining the construction services that plaintiff would provide defendant on the multi-million dollar development project. Defendant never signed the contract. Nevertheless, plaintiff commenced and completed work on the project. Plaintiff was paid approximately \$2,042,000 for its work, but the defendant refused to pay the remaining \$257,764. Plaintiff filed suit alleging breach of contract. Evidence at the trial established that the parties had worked on previous projects under similar circumstances, i.e. under unsigned draft contract. I found in favor of the plaintiff, finding that there was a contract implied in fact between the parties. Defendant appealed and the appellate court affirmed my judgment.

Counsel for Plaintiff:

Michael J. Walls
Rothschild, Barry & Myers LLP
55 West Monroe Street, Suite 3900
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(312) 372-2345

Counsel for Defendant:

Marc C. Smith
Fox Rothschild LLP
321 North Clark Street, Suite 1600
Chicago, Illinois 60654
(312) 517-9200

7. *River City Condo. Ass'n v. River City Facilities Management*, No. 10-CH-21100 (Cir. Ct. Cook County); affirmed in part and reversed in part by *River City Condo. Ass'n v. River City Facilities Management*, 2013 IL App (1st) 121090-U. Decision supplied.

I presided over the trial of this dispute involving a condominium association and the management company for the condominium association. The association (the

plaintiff) brought a lawsuit against the management company for an accounting seeking an explanation for a drastic increase in assessments the management company demanded. The association later stopped paying the assessments and the management company cut back the services it provided to the association. The management company filed a counterclaim for breach of contract, based on the association's refusal to pay condominium assessments. I found in favor of the management company on plaintiff's complaint and in favor of the defendant/counter plaintiff management company on its counterclaim and awarded the management company \$1,454,206 for past due assessments. Plaintiff appealed and the appellate court affirmed my judgment as to the accounting, but vacated the award of damages and remanded the case for calculation of damages based upon the management company's actual, and not anticipated expenditures.

Counsel for Plaintiff

David C. Hartwell
Joonho Yu
Keough & Moody
161 North Clark Street, Suite 1600
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(312) 889-9989

Counsel for Defendant

Lauar L. Marinelli
David Sugar
Julie A. Meyer
Saul Ewing Arnstein & Lehr LLP
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(312) 876-7100

8. *Astor Plaza Condominium Ass'n, et al. v. Travelers Casualty, et al.*, No. 08-CH-41355 (Cir. Ct. Cook County); affirmed by *Astor Plaza Condominium Ass'n, et al. v. Travelers Casualty, et al.*, 2017 IL App (1st) 152546-U. Decision supplied.

I presided over the trial of this complex insurance coverage case. Plaintiff, the condominium association, and the individual plaintiffs, unit owners who were members of the association's board of directors, brought a declaratory judgment action against the defendants, insurance companies. The plaintiffs sought a declaration that the defendants owed the plaintiffs a duty to defend and indemnify plaintiffs in a lawsuit filed by a unit owner against the association and the individual plaintiffs. Plaintiffs also sought a declaration that the defendants conduct was vexatious and unreasonable in violation of the Illinois Insurance Code, entitling them to statutory damages. By the time the trial commenced, the only remaining defendant was Merrimack, the Association's insurer during the time period at issue. In a 19-page opinion, I found that the defendant owed

plaintiffs a defense and indemnification and awarded the individual plaintiffs attorneys' fees and costs of \$716,378. I also awarded the individual plaintiffs statutory damages of \$60,000 for Merrimack's vexatious and unreasonable conduct in denying the defense. The defendant appealed and the appellate court affirmed the judgment.

Counsel for Plaintiff:

David Jenkins
The Jenkins Law Group
135 South LaSalle Street, Suite 2210
Chicago, Illinois 60603
(312) 726-0666

Anthony G. Barone
Barone Law Group, P.C.
635 South Butterfield Road
Oakbrook Terrace, Illinois 60181
(630) 472-0037

Counsel for Defendant Merrimack:

Keith Carlson
Carlson Law Offices
218 North Jefferson Street, Suite 101
Chicago, Illinois 60661
(312) 672-1212

Counsel for Defendant Travelers:

Peter F. Lovato III
Skarzynski Marick & Black, LLP
353 North Clark Street, Suite 3650
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(312) 946-4200

9. *Lobo IV, LLC v. V Land Chi. Canal, LLC*, No. 05-CH-22194 (Cir. Ct. Cook County); affirmed in part and reversed in part by *Lobo IV, LLC v. V Land Chi. Canal, LLC*, 2019 IL App (1st) 170955. Decisions supplied.

I presided over this complex multi-party real estate litigation dispute. Plaintiff was a limited liability company that agreed to buy and defendant agreed to sell, at a later date, three properties owned by the defendant. The properties were under construction at the time the parties entered into the agreements. The transactions were structured so that plaintiff could take advantage of certain tax-deferral provisions of the Internal Revenue Code. Plaintiff's purchase of the properties never closed. Plaintiff filed a complaint for specific performance and recorded lis pendens shortly thereafter. As mortgagor, Lakeside Bank was granted leave to intervene. Lakeside had issued construction mortgages on the properties after the

lis pendens had been recorded. I was tasked with resolving issues of rights to the property, lien priorities and abatement of the purchase price of the properties. I found that plaintiff was entitled to specific performance and that Lakeside's mortgages had priority over plaintiff's interest based on the doctrine of conventional subrogation. However, the extent of Lakeside's subrogation was limited to the amounts of the construction loans. I also found that plaintiff, not the defendant, had the responsibility for paying off the loans. The parties appealed and the appellate court, in a thirty-two (32) page opinion affirmed my judgment in all respects, except my finding as to who was responsible for paying off the loans. The court found that defendant, not plaintiff, had that responsibility.

Counsel for Plaintiff:

Bradley P. Nelson
FisherBroyles
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Chicago, Illinois 60606
(312) 300-4005

Co-Counsel for Plaintiff:

Jeffrey M. Marks
Law Office of Jeffrey M. Marks
55 West Monroe Street, Suite 3600
Chicago, Illinois 60603
(312) 606-0400

Counsel for Defendant V Land:

John H. Scheid
Pretzel & Stouffer, Chartered
One South Wacker Drive, Suite 2500
Chicago, Illinois 60606
(312) 578-7503

Counsel for Intervenor-Lakeside Bank:

Timothy J. Patenode
Katten Muchin Rosenman LLP
525 West Monroe Street, Suite 1900
Chicago, Illinois 60661
(312) 902-5200

10. *Richard, et al. v. Pillow, et al.*, No. 15-CH-17220 (Cir. Ct. Cook County).
Decision supplied.

I presided over the trial of this family adverse possession lawsuit. The plaintiffs resided in a home that had been owned by the parties' parents. After the parties' father passed away, the parties' mother placed the property in a trust, naming defendant-sister Pillow as the beneficiary of the trust. The plaintiffs, brother and

sister, brought suit against Pillow and another sister, alleging that they owned the family home based on adverse possession. I found that the brother and sister failed to satisfy all of the factors necessary for a finding of adverse possession. Specifically, I found that plaintiffs failed to establish not only the hostility element, but also failed to establish that their possession of the property was under a claim of title inconsistent with that of the true owner, as defendant Pillow allowed the plaintiffs to live at the property. Therefore, I entered judgment in favor of the defendants.

Counsel for Plaintiff:

John F. Stimson
The Law Office of John F. Stimson, Ltd.
9933 North Lawler Avenue, Suite 312
Skokie, Illinois 60077
(847) 676-1000

Counsel for Defendant:

Yuliedy Joa
Cary G. Schiff & Associates
134 North LaSalle Street
Chicago, Illinois 60602
(312) 419-1130

- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

1. *Brandon Smith v. Chicago Police Department*, No. 15-CH-11780 (Cir. Ct. Cook County, November 19, 2015) Decision supplied.

Counsel for Plaintiff:

Matthew Topic
Loevy & Loevy
311 North Aberdeen Street, #3
Chicago, Illinois 60607
(312) 243-5900

Counsel for Defendant:

Patrick Rocks
Jackson Lewis P.C.
150 North Michigan Avenue, Suite 2500,
(312) 787-4949

2. *Elisabeth Greer, et al v. Chicago Public School*, No. 18-CH-7647 (Cir. Ct. Cook County, December 3, 2018) Decision supplied.

Counsel for Plaintiffs:

Ashley Fretthold
Katherine Gladson
Legal Assistance Foundation
120 South LaSalle Street, #900
Chicago, Illinois 60603
(312) 229-6389

Counsel for Defendant:

Sally J. Scott,
Michael A. Warner, Jr.
Nicki B. Bazer
Ancel Glick P.C.
140 South Dearborn Street, Suite 600
Chicago, Illinois 60603
(312) 986-0300

3. *Patrick Blanchard v. Joseph Berrios*, No. 13-CH-14300 (Cir. Ct. Cook County, August 21, 2014) affirmed by *Patrick Blanchard v. Joseph Berrios*, 2016 IL 120315. Decision supplied.

Counsel for Plaintiff:

Alexander Polikoff
Business and Professional People for the Public Interest (BPI)
Special State's Attorney
25 East Washington Street, Suite 1515
Chicago, Illinois 60602
(312) 641-5570

Counsel for Defendant:

Marie D. Spicuzza
State's Attorney of Cook County
69 West Washington Street
Chicago, Illinois 60602
(312) 603-5489

4. *Chicago Public Schools v. Bruce Rauner*, No. 17-CH-2157 (Cir. Ct. Cook County, April 28, 2017) Decision supplied.

Counsel for Plaintiff:

Randall E. Mehrberg
Charles B. Slarsky
David W. DeBruin,
Blake Seryce
Jenner & Block LLP

353 North Clark Street
Chicago, Illinois 60654
(312) 222-9350

Counsel for Defendant:

Michael T. Dierkes
Gary S. Caplan
Office of the Illinois Attorney General
100 West Randolph Street
Chicago, Illinois 60601
(312) 814-3400

5. *Michael Noland, et al v. Susana Mendoza*, No. 17-CH-7762 (Cir. Ct. Cook County, July 2, 2019) Decision supplied.

Counsel for Plaintiffs:

Michael J. Scotti III (Special Assistant Attorney General)
Roetzel & Andress
30 North LaSalle Street, Suite 2800
Chicago, Illinois 60602
(312) 580-1200

Counsel for Defendant:

Amy M. McCarthy, Assistant Attorney General
Office of the Illinois Attorney General
100 West Randolph Street
Chicago, Illinois 60601
(312) 814-2380

6. *Coalition for Safe Chicago Communities v. Village of Riverdale*, No. 15-CH-10390 (Cir. Ct. Cook County, February 25, 2016); 2016 WL 1077293. Decision supplied.

Counsel for Plaintiff:

Thomas H. Geoghegan
Michael P. Persoon
Sean Morales-Doyle
Depres, Schwartz, and Geoghegan, Ltd.
77 West Washington Street, Suite 771
Chicago, Illinois 60602
(312) 372-2511

Counsel for Defendant Village of Lyons:

Burton S. Odelson
Richard F. Bruen, Jr.
Matthew J. Daley

Odelson & Sterk, Ltd.
3318 West 95th Street
Evergreen Park, Illinois 60805
(708) 424-5678

Counsel for Defendant Village of Lincolnwood:

Steven Elrod
Christopher J. Murdoch
Holland & Knight
150 North Riverside Plaza
Chicago, Illinois 60606
(312) 263-3600

Counsel for Village of Riverdale:

Matthew Martin Welch
Montana & Welch, LLC
11950 South Harlem Avenue, Suite 102
Palos Heights, Illinois 60463
(708) 448-7005

7. *Patrick Cronin v. Village of Skokie*, No. 14-CH-20353 (Cir. Ct. Cook County, May 16, 2018); 2018 WL 8996074. Decision supplied.

Counsel for Plaintiff:

David Figlioli
Carl A. Virgilio
Morici Figlioli & Associates
150 North Michigan Avenue, Suite 1100
Chicago, Illinois 60601
(312) 372-9600

Counsel for Defendant:

James J. Powers
Paul A. Denham
Clark Baird Smith LLP
6133 North River Road
Rosemont, Illinois 60018
(847) 378-7700

8. *Axion v. Booth*, No. 17-CH-1590 (Cir. Ct. Cook County); 2017 WL 9251562. Decision supplied.

Counsel for Plaintiff:

Michael K. Desmond
Thomas D. Warman
Figliulo Silverman PC

10 South LaSalle Street
Chicago, Illinois 60603
(312) 251-4600

Counsel for Defendant:

Jason B. Hirsh
Levenfeld Pearlstein, LLC
Two North LaSalle Street, Suite 1300
Chicago, Illinois 60602
(312) 346-8380

9. *Catherine Taglia v. American Airlines*, No. 14-CH-2062 (Cir. Ct. Cook County); 2014 WL 6708793. Decision supplied.

Counsel for Plaintiff:

Kristin M. Case
Kate Sedey
Kendra L. Kutko
Case Law Firm LLC
250 South Wacker Drive
Suite 230
Chicago, Illinois 60601
(312) 920-0400

Counsel for Defendant:

Matthew Levine
Ogletree Deakins
155 North Upper Wacker Drive
Chicago, Illinois 60606
(312) 558-1220

10. *Scott Drury v. Liberty Principles, Neerhof, et al.*, No. 14-CH-16080 (Cir. Ct. Cook County) 2015 WL 477845. Decision supplied.

Counsel for Plaintiff:

Larry Drury
Larry D. Drury, Ltd.
100 North LaSalle Street
Suite 1500
Chicago, Illinois 60602
(312) 346-7950

Counsel for Neerhof Defendants:

Luke DeGrand
DeGrand & Wolfe, PC.
20 South Clark Street, Suite 2620

Chicago, Illinois 60603
(312) 236-9200

Counsel for Liberty Principles:

Brian Kelsey
Liberty Justice Center
190 South LaSalle Street, Suite 1500
Chicago, Illinois 60603
(312) 263-7668

- e. Provide a list of all cases in which certiorari was requested or granted.

I have no cases in which certiorari was requested or granted.

- f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

To the best of knowledge, a court of review has never affirmed one of my judgments with significant criticism of any of my substantive or procedural rulings.

American Access Cas. Co. v. Novit, No. 15-CH-6523 (Cir. Ct. Cook County, July 26, 2016); 2016 WL 4581538, reversed by *American Access Cas. Co. v. Novit*, 2018 IL App (1st) 171048, 105 N.E.3d 839, appeal denied, 108 N.E.3d 825 (Ill. 2018).

In this insurance coverage case, the appellate court reversed my grant of summary judgment in favor of the plaintiff.

Barry v. Div. II, LLC, No. 08-CH-14407 (Cir. Ct. Cook County, December 16, 2011) reversed by *Barry v. Div. II, LLC*, 2013 IL App (1st) 121944-U.

In this mortgage foreclosure case, the appellate court reversed the judgment of foreclosure and summary judgment based on lien priority issue.

Bd. Of Trustees of Riverdale Police Pension Fund v. Vill. Of Riverdale, No. 11-CH-35736 (Cir. Ct. Cook County, January 14, 2013) (copy supplied) reversed in part and affirmed in part by *Bd. of Trustees of Riverdale Police Pension Fund v. Vill. of Riverdale*, 2014 IL App (1st) 130416.

In this pension fund case, the appellate court reversed my denial of plaintiff's motion for summary judgment but affirmed my ruling in all other respects.

Burch v. Chicago Hous. Auth., No. 13-CH-5116 (Cir. Ct. Cook County, November 12, 2013) (copy supplied) reversed by *Burch v. Chicago Hous. Auth.*, 2015 IL App (1st) 133836-U.

In this administrative review case, the appellate court reversed my affirmance of the housing authority's decision.

Certain Underwriters at Lloyd's London v. Metropolitan Builders, Inc., No. 18-CH-1180 (Cir. Ct. Cook County, January 29, 2019) (copy supplied) reversed by *Certain Underwriters at Lloyd's London v. Metropolitan Builders, Inc.*, 2019 IL App (1st) 190517.

In this insurance coverage case, the appellate court reversed my finding that the insurer did not owe the insured a duty to defend or indemnify.

Deutsche Bank Nat'l. Tr. Co. v. Axxa, Inc., No. 08-CH-28886 (Cir. Ct. Cook County, January 24, 2013) (copy supplied) reversed in part and affirmed in part by *Deutsche Bank Nat'l. Tr. Co. v. Axxa, Inc.*, 2015 IL App (1st) 133569-U.

In this suit to quiet title, the appellate court reversed my ruling denying motion to amend the complaint, but affirmed all other aspects of my ruling

Dilger v. Gurley, No. 10-CH-19557 (Cir. Ct. Cook County, September 19, 2013) (copy supplied) reversed by *Dilger v. Gurley*, 2015 IL App (1st) 143615.

In this breach of fiduciary duty case, the court reversed my award of punitive damages, but affirmed my judgment order in all other respects.

Drury v. LeCompte, No. 11-CH-3852 (Cir. Ct. Cook County, December 19, 2011) (copy supplied) reversed by *Drury v. LeCompte*, 2014 IL App (1st) 121894-U.

In this zoning case, the appellate court reversed my dismissal of plaintiffs' complaint, finding that plaintiffs had failed to exhaust administrative remedies.

Dumke v. City of Chicago, No. 11-CH-13550 (Cir. Ct. Cook County, May 15, 2012); 2012 WL 10028605 reversed by *Dumke v. City of Chicago*, 2013 IL App (1st) 121668.

In this Freedom of Information Act case, the appellate court reversed my grant of summary judgment in favor of the defendant on the basis of the deliberative process exemption.

Durica v. ComEd, No. 12-CH-38283 (Cir. Ct. Cook County, July 9, 2013) (copy supplied) reversed by *Durica v. ComEd*, 2015 IL App (1st) 140076.

In this class action case the appellate court reversed my finding that the trial court did not have jurisdiction over plaintiffs' complaint.

Faison v. RTFX, Inc., No. 11-CH-11658 (Cir. Ct. Cook County, April 27, 2012) (copy supplied); 2012 WL 10133172 reversed by *Faison v. RTFX, Inc.*, 2014 IL App (1st) 121893.

In this class action landlord-tenant dispute, the appellate court reversed my dismissal of one count of the complaint, but otherwise affirmed my ruling dismissing remainder of the claims.

Hastings Mut. Ins. Co. v. Blinderman Constr. Co., Inc., No. 14-CH-19115 (Cir. Ct. Cook County, July 14, 2016); 2016 WL 4581536, reversed by *Hastings Mut. Ins. Co. v. Blinderman Constr. Co., Inc.*, 2017 IL App (1st) 162234.

In this insurance coverage case, the appellate court reversed my finding of no coverage.

Illinois Farmers Ins. Co. v. Schneider, No. 11-CH-14696 (Cir. Ct. Cook County, July 3, 2012) (copy supplied) reversed by *Illinois Farmers Ins. Co. v. Schneider*, 2013 IL App (1st) 122304-U.

In this insurance coverage case, the appellate court reversed my grant of summary judgment in favor of the defendant.

Kaufman v. Appel-Bloom et al., No. 12-CH-30537 (Cir. Ct. Cook County, May 30, 2013) (copy supplied) reversed by *Kaufman v. Barbiero*, 2013 IL App (1st) 132068.

In this personal jurisdiction case involving a dispute over the administration of a land trust, the appellate court reversed my dismissal finding that the State of Illinois had jurisdiction over the non-resident beneficiary.

Kozik v. Illinois Dep't of Children & Family Servs., No. 15-CH-17913 (Cir. Ct. Cook County, August 21, 2018) (copy supplied) reversed by *Kozik v. Illinois Dep't of Children & Family Servs.*, 2019 IL App (1st) 182022-U.

In this administrative review case, the appellate court reversed my decision affirming the Department's denial of plaintiffs request to expunge the indicted reports of physical abuse.

Lakeview Loan Servicing, LLC v. Pendleton, No. 11-CH-18520 (Cir. Ct. Cook County, September 30, 2014) reversed by *Lakeview Loan Servicing, LLC v. Pendleton*, 2015 IL App (1st) 143114.

In this Truth in Lending Act case, I granted the defendant's motion to dismiss based on existing precedent. While the appeal was pending, the Illinois Supreme Court reversed the precedent I had relied on. The appellate court reversed my ruling, noting the change in law.

Lobo IV v. VLand., No. 05-CH- 22194 (Cir. Ct. Cook County, February 25, 2015) (copy supplied above); 2015 WL 1382408, affirmed in part and reversed in part by *Lobo IV v. VLand.*, 2019 IL App (1st) 170955.

This was a complex real estate case involving specific performance case, conventional subrogation and equitable conversion. The appellate court reversed only the part of my ruling on the issue of setoff of damages. In all other respects, my opinion was affirmed.

Marshall v. McCarthy, No. 09-L-51839 (Cir. Ct. Cook County, June 25, 2012) reversed by *Marshall v. McCarthy*, 2014 IL App (1st) 130270-U.

In this administrative review case, the appellate court reversed my reversal of the Police Board's decision suspending the plaintiff.

Matthews v. Chicago Transit Authority, No. 11-CH-15446 (Cir. Ct. Cook County, September 21, 2012), (copy supplied) affirmed in part and reversed in part by *Matthews v. Chicago Transit Authority*, 2014 IL App (1st) 123348, affirmed in part and reversed in part by *Matthews v. Chicago Transit Authority*, 2016 IL 117638.

In this class action pension case, I granted the defendants' motion to dismiss for failure to state a claim. The appellate court affirmed my ruling in part and reversed the ruling. The Illinois Supreme Court reversed in part and affirmed in part the appellate court ruling.

Mogan v. Gaynor, No. 13-CH-23101 (Cir. Ct. Cook County, November 5, 2015) (copy supplied) affirmed in part and reversed in part by *Mogan v. Gaynor*, 2017 IL App (1st) 160786-U.

In this breach of contract case, the appellate court reversed my dismissal of plaintiff's complaint, but affirmed my dismissal of the co-plaintiff's complaint.

Nationwide Fin., LP v. Pobuda, No. 09-CH-26587 (Cir. Ct. Cook County, July 31, 2012) (Copy supplied); 2012 WL 12519322, affirmed by *Nationwide Fin., LP v. Pobuda*, 2013 IL App (1st) 122540-U, reversed by *Nationwide Fin., LP v. Pobuda*, 2014 IL 116717.

In this easement and adverse possession case, the appellate court affirmed my ruling finding no prescriptive easement. The appellate court affirmed my ruling. The Illinois Supreme Court reversed.

Oviedo v. 1270 S. Blue Island Condo Ass'n, No. 11-CH-5620 (Cir. Ct. Cook County, August 30, 2012) (copy supplied) reversed by *Oviedo v. 1270 S. Blue Island Condo Ass'n*, 2014 IL App (1st) 133460.

In this condominium books and records inspection case, the appellate court reversed my grant of partial summary judgment in favor of plaintiff.

People of the State of Illinois v. Oakridge Nursing, No. 15-CH-13917 (Cir. Ct. Cook County, December 19, 2016) (copy supplied); 2016 WL 11628072, reversed by *People of the State of Illinois v. Oakridge Nursing*, 2019 IL App (1st) 170806.

In this corporate successor liability case, the appellate court, in a 2-1 decision, reversed my grant of summary judgment on a basis not raised by the plaintiff before the trial court.

Rainey v. Indiana Insurance Co., No. 11-CH-9884 (Cir. Ct. Cook County, April 1, 2014) reversed by *Rainey v. Indiana Insurance Co.*, 2016 IL App (1st) 150862-U.

In this insurance coverage case, the appellate court reversed my grant of summary judgment in favor of the plaintiff.

River City Condo. Ass'n v. River City Facilities Mgmt. Co., LLC, No. 10-CH-21100 (Cir. Ct. Cook County, December 13, 2011) (copy supplied) affirmed in part and reversed in part by *River City Condo. Ass'n v. River City Facilities Mgmt. Co., LLC*, 2013 IL App (1st) 121090-U.

In this dispute between owners of residential condominium units and owner of a commercial unit, the appellate court reversed the award of damages on a counterclaim. In all other respects, the court affirmed my ruling.

SafeAuto v. Fry, No. 12-CH-34843 (Cir. Ct. Cook County, September 16, 2013) (copy supplied); 2013 WL 12053139, reversed by *SafeAuto v. Fry*, 2015 IL App (1st) 141713.

In this insurance coverage case, the appellate court, in a 2 to 1 decision reverses my ruling. The dissenting opinion argued that the majority decision contravened Illinois law

SG Americas, Sec, LLC v. A.C. Scout Trading, LLC, No. 15-CH-10290 (Cir. Ct. Cook County, January 28, 2016) (copy supplied); 2016 WL 716119 reversed by *SG Americas, Sec, LLC v. A.C. Scout Trading, LLC*, 2017 IL App (1st) 160436-U.

In this securities dispute case, the appellate court reversed my stay of an arbitration.

Wal-Mart Stores, Inc. v. Emanuel, No. 13-CH-6923 (Cir. Ct. Cook County, May 22, 2014) (copy supplied), reversed by *Wal-Mart Stores, Inc. v. Emanuel*, 2015 IL App (1st) 141859-U.

In this administrative review case, the appellate court reversed my order which reversed an order of the License Appeal Commission of the City of Chicago.

XL Specialty Ins Co v. Performance Aircraft Leasing, No. 12-CH-28651, No. 12-CH-28651 (Cir. Ct. Cook County, January 21, 2016); 2016 WL 9244916; *XL Specialty Ins Co v. Performance Aircraft Leasing*, No. 12-CH-28651 (Cir. Ct. Cook County, July 25, 2017), reversed by *XL Specialty Ins Co v. Performance Aircraft Leasing*, 2019 IL 181031.

In this insurance coverage case, the appellate court reversed my finding of insurance coverage.

- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

As a trial court judge, many of the opinions I issue are not selected for publication. I estimate that in my thirteen years as a judge, I have issued hundreds of opinions. The opinions that do not appear in Westlaw or Lexis are filed and stored in the Clerk of the Circuit Court filing system.

- h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.

Board of Education of the City of Chicago, et al., v. Rauner, et al., No. 17-CH-2157 (Cir. Ct. Cook County, April 28, 2017). Copy supplied above.

Elisabeth Greer v. CPS, No. 18-CH-7647 (Cir. Ct. Cook County, December 3, 2018). Copy supplied above.

Hayashi v. Illinois Department of Professional Regulation, No. 11-CH-41721 (Cir. Ct. Cook County, April 13, 2012), affirmed by 2014 IL 116023. Copy supplied.

Matthews v. Chicago Transit Authority, No. 11-CH-15446 (Cir. Ct. Cook County, September 21, 2012), affirmed in part and reversed in part by *Matthews v. Chicago Transit Authority*, 2014 IL App (1st) 123348, affirmed in part and

reversed in part by *Matthews v. Chicago Transit Authority*, 2016 IL 117638. Copy supplied above.

Noland v. Mendoza, No. 17-CH-7762 (Cir. Ct. Cook County, July 2, 2019). Decision supplied above.

Patrick Blanchard v. Joseph Berrios, No. 13-CH-14300 (Cir. Ct. Cook County, August 21, 2014) affirmed by *Patrick Blanchard v. Joseph Berrios* 2015 IL App (1st) 142857, affirmed by *Patrick Blanchard v. Joseph Berrios*, 2016 IL 120315. Copy supplied above.

Rodriguez v. Quinn, No. 11-CH-30142 (Cir. Ct. Cook County, April 13, 2012), 2013 Ill App (1st) 121196. Copy supplied.

- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

None.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal; In those cases where I have recused myself, I have done so where my former law firm represented one of the parties in the case, my former law clerk represented a party before me, or, where one of the attorneys was a close personal friend.
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

As a Judge, I assess the necessity or propriety of recusal based on Canon 3 of the Code of Judicial Conduct. That is, I will recuse myself from a case whenever my impartiality might be reasonably questioned. The Circuit Court of Cook County does not have an automated conflict screening software program.

I am not required to, and have no way to identify those cases in which I have recused myself. Over my thirteen year career, I have recused myself from no more than ten cases. I have never been asked by a party or any interested party to recuse myself. However, I have recused myself *sua sponte* in those cases in which a party was represented by my former law firm or where I had a close personal relationship with one of the attorneys who are counsel of record.

I recused myself because I did not want my impartiality questioned. Since the basis for the recusal was my relationship with one of the attorneys, I informed opposing counsel of the relationship.

If appointed, I will recuse myself from any case in which my impartiality might be reasonably questioned.

15. Public Office, Political Activities and Affiliations:

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

None.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

None.

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I did not serve as a law clerk, however, I did work as a Staff Attorney for the Bankruptcy Court for the Northern District of Illinois from 1988 until 1989.

- ii. whether you practiced alone, and if so, the addresses and dates;

I have never practiced law alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1993 – 2007

Sanchez Daniels & Hoffman, LLP
333 West Wacker Drive, Suite 500
Chicago, Illinois 60606
Litigation Associate (1993 –1996)
Partner (1996 – 2007)

1992 – 1993

Landau, Omahana & Kopka
222 N. LaSalle, Suite 200
Chicago, Illinois 60606
Litigation Associate

1989 – 1992

Law Office of Tom Leahy (f/k/a Leahy & Donovan)
55 West Wacker, Suite 1110
Chicago, Illinois 60601
Litigation Associate

1988 – 1989

United States Bankruptcy Court, Northern District of Illinois
219 South Dearborn
Chicago, Illinois 60604
Staff Attorney

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have never served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

As an associate attorney I was assigned my own caseload. I prepared and argued dispositive motions, issued and answered discovery and deposed witnesses, including expert witnesses. The areas of law included:

automobile negligence, premises liability, product liability, construction negligence and Federal Employer Liability Act cases. I also tried jury cases.

After I became a partner in 1996, in addition to trying jury cases, I supervised associate attorneys handling cases that I was responsible for handling. I also initiated and conducted the firm's in-house training program for associates. I was also responsible for client development and maintaining client relationships. I tried over twenty jury trials to verdict.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

From 1989 to 1992, I represented injured individuals in personal injury litigation.

From 1993 to 2007, I represented insurance companies, self-insured entities and a railroad in personal injury defense litigation.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.
 - i. Indicate the percentage of your practice in:
 - 1. federal courts: 10%
 - 2. state courts of record: 90%
 - 3. other courts: ____%
 - 4. administrative agencies: ____%
 - ii. Indicate the percentage of your practice in:
 - 1. civil proceedings: 100%
 - 2. criminal proceedings: ____%
- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I tried approximately twenty cases to verdict over the course of my career as a trial attorney. In each of those cases, I was either sole counsel or lead counsel.

- i. What percentage of these trials were:
 - 1. jury: 100%
 - 2. non-jury: ____%
- e. Describe your practice, if any, before the Supreme Court of the United States.

Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

None.

17. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- a. the date of representation;
- b. the name of the court and the name of the judge or judges before whom the case was litigated; and
- c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. *Joyce Kolodziejak v. Melvin Simon & Assocs, et al.*, No. 93-L-14448 (Cir. Ct. Cook County), 292 Ill. App. 3d 490 (1st Dist. 1987)

As lead counsel, I represented the defendant shopping mall management company in this wrongful death case. The plaintiff's estate filed suit against the management company and the mall security company after the decedent, a 19 year-old loss prevention specialist for Montgomery Ward's, was shot and killed by a suspected shoplifter he was attempting to apprehend in the parking lot of the shopping mall. The mall was located in an area with significant gang activity. Plaintiff's theory of the case was that not only did the management company have a duty to use reasonable care in the hiring of the security company, but that the management company also undertook a duty to oversee the security force. The trial court denied my motion to bar plaintiff's security expert, whose opinions I argued, were speculative. The jury returned a verdict in favor the plaintiff in the sum of \$2,400,000. The jury allocated 10% of the fault to the management company, 10% to the security company, 25% to Montgomery Ward and 35% to the shooter. The appellate court held that the management company did not undertake any duty that it failed to fulfill and reversed the trial court's judgment and entered judgment in favor of the management company.

Dates of Representation: 1996

Court and Judge: Hon. Jennifer Duncan-Brice, Circuit Court of Cook County

Co-Counsel:
Christopher Garcia

Garcia Law Group
20 Danada Square, Suite 221
Wheaton, Illinois 60189
(630) 580-6373

Opposing Counsel:

Leo M. Bleiman
Leo M. Bleiman & Associates
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Chicago, Illinois
(312) 346-7222

Counsel for Co-Defendant:

Jeremiah P. Connolly
Bollinger, Ruberry & Garvey
500 West Madison Street, Suite 2300
Chicago, Illinois 60661
(312) 466-8000

Appellant Simon Management Counsel:

Franklin U. Valderrama
Sanchez & Daniels
333 West Wacker Drive, Suite 500
Chicago, Illinois 60606
(312) 641-1555

Appellee Plaintiff Counsel:

Leo M. Bleiman
Leo M. Bleiman & Associates
205 West Randolph Street, Suite 2200
Chicago, Illinois
(312) 346-7222

2. *Chapman v. Hubbard Woods, et al.*, No. 1996-L-3585 (Cir. Ct. Cook County),
351 Ill. App. 3d 99 (1st Dist. 2004)

As lead counsel, I represented the defendants, Oscar Guzman and his employer, S & G Design Corporation. Oscar Guzman, while on company business left the company van unattended. The van backed through the window of a shop, hitting a bench on which the plaintiff was seated. Plaintiff claimed numerous injuries from the accident. The plaintiff filed suit against S & G Design Corporation and Guzman. Liability was not an issue in the case. Rather, the case was about the nature and extent of plaintiff's injuries. As such, it involved medical experts on both sides. Plaintiff's counsel sought approximately \$1 million dollars in damages. At trial, I filed a motion in limine seeking to bar one of plaintiff's medical experts,

on the basis that the disclosures of that expert's opinions were insufficient pursuant to Illinois Supreme Court Rules. The trial court agreed and barred the testimony. I also successfully argued that plaintiff could not inform the jury that I had retained and then abandoned a psychologist, who plaintiff then called as a witness. The jury returned a verdict in favor of the plaintiff for \$3,048.00 for medical expenses. The jury did not award any damages for pain and suffering. The appellate court reversed the trial court, finding that the trial court improperly excluded a rebuttal witness proffered by plaintiff. The appellate court, however, affirmed several significant evidentiary rulings, including the insufficient disclosures.

Dates of Representation: 2001

Court and Judge: Hon. James S. Quinlan, Jr, Circuit Court of Cook County

Co-Counsel:

Stacey Cishke
Cassiday Schade LLP
20 North Wacker Drive
Chicago, Illinois 60606
(312) 641-3100

Opposing Counsel:

Theodore G. Karavidas
Karamanis Law Group
180 North Stetson Ave, Suite 3050
Chicago, Illinois 60601
(312) 553-5300

3. *Frank Anzalone, et al., v. National Passenger Railroad Corp, d/b/a Amtrak*, No. 02 CV 4056 (N.D. Ill., June 14, 2004)

As sole counsel, I represented the defendant Amtrak in this Federal Employee Liability Act case. Plaintiffs were passengers on an Amtrak train who were allegedly injured following a train derailment. I admitted negligence and thus, the only issue before the jury was damages. The jury returned a verdict in favor of the plaintiffs for a sum only slightly greater than the pre-trial settlement offer made by Amtrak. This was my first trial in federal court.

Dates of Representation: 2004

Court and Judge: Hon. Magis. Geraldine Soat Brown, United States District Court, Northern District of Illinois

Opposing Counsel:

D. Douglas Petrovic
(formerly of James Ridge & Associates)
Ridge & Downes

230 West Monroe Street, Suite 2330
Chicago, IL 60606
(312) 372-8282

4. *Vahl Escudero v. National Railroad Passenger Corp, d/b/a Amtrak*, No. 98-L-11703 (Cir. Ct. Cook County)

As sole counsel, I represented, the defendant Amtrak in this Federal Employee Liability Act case. The plaintiff was an Amtrak employee who allegedly slipped on a plastic bag while descending the stairs on a train. Plaintiff claimed significant, permanent injuries, which required several surgeries. I argued that plaintiff violated Amtrak safety rules by failing to use the handrails. As for the injuries, plaintiff presented four medical experts who testified regarding the nature and extent of plaintiff's injuries. Plaintiff also presented an economist who testified regarding plaintiff's loss of earnings. I countered with a medical expert who testified that not all of plaintiff's injuries were proximately caused by the occurrence. Plaintiff asked the jury for an award of \$5,800,000. The jury returned a verdict of \$2,413,983 reduced by fifty percent for plaintiff's negligence, resulting in a net verdict of \$1,206,992.

Date of Representation: 2001

Court and Judge: Hon. Donald J. O'Brien, Circuit Court of Cook County

Opposing Counsel:

Peter F. Higgins
Peter Higgins Law
221 North LaSalle
Chicago, Illinois, 60601
(312) 857-1710

5. *Searcy v. Chicago Transit Authority*, No. 1985-L-24506 (Cir. Ct. Cook County)

As sole counsel, I represented, the plaintiff in this automobile negligence case. Plaintiff was a passenger on a CTA bus that was involved in an accident with a car. Plaintiff was significantly injured as a result of the accident. The case settled mid-trial, resulting in my first mid-level six figure settlement.

Date of Representation: 1991

Court and Judge: Hon. Jerome Lerner, Circuit Court of Cook County

Opposing Counsel:

James D. Montgomery
James D. Montgomery & Associates
33 West Monroe, Suite 1375
Chicago, Illinois 60603
(312) 977-0200

6. *Keasijan v. Halekula*, No. 1984-L-2840 (Cir. Ct. Cook County)

In this my first jury trial, I represented the plaintiff as sole counsel in a Dramshop action. The plaintiff was injured by the defendant in a bar altercation. The jury returned a verdict six times the pre-trial settlement offer.

Date of Representation: 1990

Court and Judge: Hon. Jerome T. Burke, Circuit Court of Cook County

Opposing Counsel:

Steven Mahoney
Heineke, Burke, Helay, & Bodach
120 North LaSalle Street, Suite 1450
Chicago, Illinois
(312) 580-7300

7. *Edward Fitzgerald v. J.C. Penney, et al.*, No. 1992-L-7068 (Cir. Ct. Cook County)

In this product liability case, I represented, as lead trial counsel, defendant, J.C. Penney. The Plaintiff, a furniture mover claimed that he was injured when a sleeper sofa bed sold by J.C. Penney, unexpectedly popped open while he was delivering it. Plaintiff filed suit against J.C. Penney and the manufacturer of the sleeper sofa, Bassett Furniture Industries. I argued that the sleeper sofa did not open and that plaintiff's injuries were not proximately caused by the occurrence. The jury returned a not guilty verdict in favor of the defendants.

Date of Representation: 1996

Court and Judge: Hon. Leonard L. Levin, Circuit Court of Cook County

Co-Counsel:

Yvette Rivas Diamond
Keller-Williams
423 South Washington Street
Royal Oak, Michigan, 48067
(248) 470-6764

Counsel for Bassett:

John H. Huntley
Sanchez, Daniels & Hoffman LLP
333 West Wacker Drive, Suite 500
Chicago, Illinois 60606
(312) 641-1555

Opposing Counsel:

John C. Ambrose
Ambrose Butzen law Group P.C.
77 West Washington Street, Suite 1124
Chicago, Illinois 60602
(312) 726-1470

8. *Beulah Smith v. National Railroad Passenger Corp., a/k/a Amtrak*, 1998-L-788
(Cir. Ct. Cook County)

I represented Amtrak as sole counsel in this Federal Employee Liability Act case. Plaintiff worked for Amtrak as a waitress/service attendant in a dining car, who claimed that she was injured when the train passed over some rough tracks causing her to fall and injure her back. I argued that Amtrak did not have notice of the rough tracks. I also argued that plaintiff was contributorily negligent. The jury found that Amtrak did, in fact have notice of the rough tracks. Plaintiff asked the jury for an award of \$400,000. The jury awarded plaintiff \$113,807 and then reduced that award by plaintiff's contributory negligence of twenty (20%), for a total of \$91,046, which was approximately fifteen thousand more than the settlement offer.

Date of Representation: 2001

Court and Judge: Hon. Carol Pearce McCarthy, Circuit Court of Cook
County

Opposing Counsel:

Peter F. Higgins
Peter Higgins Law
221 North LaSalle
Chicago, Illinois, 60601
(312) 857-1710

9. *Janusz Garbacz v. Michael Fudali*, 1994-L-16419 (Cir. Ct. Cook County)

I represented the defendant homeowner in this case. The plaintiff, an employee of a Contractor doing remodeling work at defendant's home, fell off a ladder, claiming that the ladder slid because the driveway was slippery and defendant had refused his request to secure the ladder into the driveway. Plaintiff filed suit against the defendant homeowner, alleging that he was in charge of the work and thus liable under the Structural Work Act. I argued that defendant was not in charge of the work. Plaintiff asked the jury to award him \$290,000 for his injuries. The jury returned a not guilty verdict.

Date of Representation: 1999

Court and Judge:

Hon. Phillip A. Fleischman, Circuit Court of Cook County

Opposing Counsel:

Nancy A. Thill

Joseph Samuels

Sandman, Levy & Petrich

134 North LaSalle Street, 9th Floor

Chicago, Illinois 60602

(312) 726-1692

10. *Alex Tytus v. Chicago Housing Authority*, 1990 L 16469 (Cir. Ct. Cook County)

I represented as sole counsel, the Chicago Housing Authority in this Structural Work Act case. Plaintiff was an elevator repairman who was allegedly injured when an anchor bolt that supported a fix metal ladder came loose as he was climbing the ladder. Plaintiff alleged that the Housing Authority was "in charge" of the work under the Structural Work Act. I argued that the Housing Authority was not "in charge" of the work and had no notice of the defective anchor bolt. Plaintiff asked the jury for an award of \$174,000. The settlement offer was \$63,000. The jury returned a verdict for \$54,000 in favor of the plaintiff.

Date of Representation:

1995

Court and Judge:

Hon. Frank Orlando, Circuit Court of Cook County

Opposing Counsel:

Michael D. Fisher

GWC

One East Wacker Drive, Suite 3800

Chicago, Illinois 60601

(866) 686-0047

18. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

Since 2014 to the present, I have served on the Illinois Supreme Court Rules Committee. This Committee studies and recommends new supreme court rules or modifications. As a member of this Committee I attend meetings, including public hearings in which amendments to existing rules or new rules are proposed.

Since 2017 to the present, I have served on the Illinois Supreme Court Committee on Evidence. This Committee monitors, reviews and studies Illinois Supreme Court cases that impact evidence generally and the Illinois Rules of Evidence specifically. As a member of this Committee, I attend meetings, including public hearings in which amendments to existing rules are proposed.

Over the course of my career, I have also committed myself to mentoring and assisting students from under-represented communities. To that end, I have participated in the Principal Day program in the Chicago Public Schools, in which I discussed the law and the role of lawyers in our legal system. I have also served as a Judge for Moot Court competitions for Chicago public high school students hosted by the Chicago Board of Education.

I have also served as a judge for the American Bar Association's Regional National Appellate Advocacy Competition

I have never acted or registered as a lobbyist.

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I taught as an Adjunct Professor, Pre-Trial Civil Litigation at the University of Illinois at Chicago-John Marshall Law School, in the Fall 2011, Fall 2013, Spring 2013, Spring 2014 and Fall 2015 semesters. The course covered all aspects of pre-trial Illinois civil litigation, from drafting of pleadings, preparation of discovery to pre-trial motion practice. The course syllabus is provided. The syllabus for the Fall 2011 semester is attached. The syllabus for the subsequent semesters were identical.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

Based on my years of service as a judge on the Circuit Court of Cook County, I am partially vested and I will receive a government pension through the Judges Retirement System Pension and the State of Illinois CMS Plan.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

No.

22. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

When my nomination is formally transmitted to the Senate, I will file my mandated Financial Disclosure Report and will supply a copy to this Committee.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

My wife is a Deputy General Counsel for LSC Communications US, LLC, a wholly owned subsidiary of LSC Communications, Inc. The company is headquartered in Chicago, Illinois and occasionally has litigation in the Northern District of Illinois.

I will recuse myself from all cases in which LSC Communications is a party in a case before me.

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

If I am confirmed, I will review any real, potential, or perceived conflicts of interest by referring to 28 U.S.C. Section 455, Canon 3 of the Code of Conduct for United States Judges, as well as any other laws, rules, or practices governing such circumstances.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

I served on the Board of Directors of the Coordinated Advice and Referral Program (CARPLS) for approximately three years. CARPLS' mission is to provide legal services

for economically disadvantaged individuals. I also served on the Board of Directors for Metropolitan Open Communities for several years, a not-for-profit fair housing organization whose mission was to expand housing opportunities for minorities, families with children and persons of low-income.

I served as a Judge for the DePaul University College of Law Latino Law Student Association's Moot Court Competition and as a Guest Speaker at the DePaul University College of Law's Orientation for the Council on Legal Education Opportunity (CLEO) Scholars. CLEO is a national organization founded to expand opportunities for minority and low-income students to attend law school. I also served as a Panelist for a Career Orientation Program for minority students at the DePaul University College of Law.

26. Selection Process:

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

I submitted an application to Senator Durbin and Senator Duckworth's Screening Committee for the Federal District Court for the Northern District of Illinois on October 2, 2019. I was subsequently interviewed by the Screening Committee on October 22, 2019. The Screening Committee recommended my nomination to Senators Durbin and Duckworth. I was then interviewed separately by Senators Durbin and Duckworth on November 4 and November 6, 2019, respectively. On November 13, 2019, I interviewed with attorneys from the White House Counsel's Office and Justice Department. Since that time, I have periodically communicated with individuals in the White House Counsel's Office and the U.S. Department of Justice.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		40	000	Notes payable to banks-secured (auto)			
U.S. Government securities				Notes payable to banks-unsecured			
Listed securities – see schedule	2	695	909	Notes payable to relatives			
Unlisted securities				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due		60	000
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable – see schedule		341	379
Real estate owned – see schedule		650	000	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property							
Cash value-life insurance							
Other assets itemize:							
Cash Value Life Ins.		160	000				
				Total Liabilities		401	379
				Net Worth	3	144	530
Total Assets	3	545	909	Total Liabilities and Net Worth	3	545	909
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor				Are any assets pledged? (Add schedule)	No		
On leases or contracts				Are you defendant in any suits or legal actions?	No		
Legal Claims				Have you ever taken bankruptcy?	No		
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

Morgan Stanley Portfolio Management IRA #1	\$ 584,604
Morgan Stanley Portfolio Management IRA #2	167,736
HealthCare SEL Sect SPDR FD #1	10,899
Vaneck Vectors Oil Svcs ETF #1	12,985
Health Care SEL Sect SPDR FD #2	3157
Vaneck Vectors Oil SVCS ETF #2	3749
Blackrock Liq Treasury TR INST (Mutual Fund)	10,036
Bright Directions 529 #1	288
Bright Directions 529 #2	25,094
Empower Target Date 2030 Fund	94,134
Empower Int'l Equity Core Plus Fund	38,289
Empower Small Mid Cap Growth Fund	123,878
Empower Lg Cap Core Index Fund	409,176
Empower Lg Cap Growth Fund	208,227
Empower Fixed Income Index Fund	42,737
Empower Stable Value Fund	19,930
Fidelity VIP Gov't Money Mkt	18,337
Janus Henderson VIT Flexible Bond	24,360
Vanguard VIF Equity Index Fund	309,390
Vanguard VIF Mid-Cap Index Fund	53,978
Vanguard VIF Small Company Growth Fund	29,573
Vanguard VIF International Fund	33,363
Vanguard Target Date 2025 SEL	403,816
Goldman Sachs SM MD CAP GW A	26,959
Royce Pennsylvania Consult MF	18,202
Templeton Foreign Fund A	23,012

Total Listed Securities	<u>\$ 2,695,909</u>
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Real Estate Owned

Personal Residence	<u>\$ 650,000</u>
Total Real Estate Owned	<u>\$ 650,000</u>

Real Estate Mortgages Payable

Personal Residence -- Mortgage	\$ 231,681
Home Equity Loan	<u>109,698</u>
Total Real Estate Mortgages Payable	<u>\$ 341,379</u>

AFFIDAVIT

I, Franklin Ulyses Valderrama, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

February 4, 2020

(DATE)

Franklin U. Valle

(NAME)

Donna J McNamara

(NOTARY)

