

NOTICE
This order was filed under Supreme Court Rule 23 and may not be cited as precedent by any party except in the limited circumstances allowed under Rule 23(e)(1).

2011 IL App (4th) 110285-U

Filed 11/17/11

NO. 4-11-0285

IN THE APPELLATE COURT

OF ILLINOIS

FOURTH DISTRICT

MARIE CROUSE,)	Appeal from
Plaintiff-Appellee,)	Circuit Court of
v.)	Morgan County
DAVID DEEDER,)	No. 10SC491
Defendant-Appellant.)	
)	Honorable
)	Richard T. Mitchell,
)	Judge Presiding.

JUSTICE POPE delivered the judgment of the court.
Justices Steigmann and McCullough concurred in the judgment.

ORDER

¶ 1 *Held:* Appeal dismissed where appellant's counsel failed to dismiss this appeal even though appellant requested counsel not pursue the appeal.

¶ 2 This matter came on for oral argument on November 17, 2011. The Court was notified by letter from appellant, David Deeder, dated October 20, 2011, that he had repeatedly asked his counsel, Alan Applebee, not to pursue this appeal. In addition, Deeder provided a satisfaction of judgment, showing he had paid the judgment in full. Attorney Applebee provided no acceptable reason to this Court for continuing with this appeal. Despite the Clerk's office having contacted attorney Applebee several times to determine whether he planned to dismiss the appeal, attorney Applebee appeared for oral argument, causing attorney Daniel Beard, appellee's counsel, to also appear.

¶ 3 Having given attorney Applebee the opportunity to satisfactorily explain his

conduct, and not having received a satisfactory response, this appeal is dismissed.

¶ 4 Appeal dismissed.