

SUPREME COURT OF ILLINOIS

COURT CONVENED AT 9:30 A.M., WEDNESDAY, NOVEMBER 19, 2003

THE FOLLOWING ANNOUNCEMENT IS MADE:

ADVISEMENT DOCKET

No. 91949 - In re: Local 1220, International Brotherhood of Electrical Workers, AFL-CIO, movant.

Supplemental motion by movant for a supervisory order. Supplemental motion denied.

Order entered by the Court.

Fitzgerald, Kilbride, and Rarick JJ., dissenting.

THE FOLLOWING MOTIONS WERE PRESENTED AND ORDERS WERE ENTERED AS INDICATED:

ADVISEMENT DOCKET

No. 91493 - People State of Illinois, respondent, v. Anthony Jones, etc., petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for appeal as a matter of right.

No. 91586 - People State of Illinois, respondent, v. Anthony Jones, etc., petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal in light of People v. DeAngelo Johnson et al., case Nos. 90678, 90693 and 90706 cons.

Nos. 93678 - Stephen Young, etc., et al., appellees, v. Bryco Arms et al., appellants.

93685

93728

Cons.

Motion by appellants for leave to cite supplemental authority instanter. Motion allowed.

Order entered by Justice Garman.

No. 93820 - People State of Illinois, respondent, v. James E. Reid, petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal.

Nos. 95243 - The City of Chicago et al., appellees, v. Beretta  
95253 U.S.A. Corporation et al., etc., appellants.

95256

95280

Cons.

Motion by appellants for leave to cite supplemental authority instanter. Motion allowed.

Order entered by Justice Garman.

No. 95663 - People ex rel. Lisa Madigan, Attorney General of the State of Illinois, et al., etc., petitioners, v. Donald N. Snyder, Jr., Director, Illinois Department of Corrections, et al., etc., respondents.

Motion by respondent SanAntone Moss, pro se, for reconsideration of this Court's order of October 27, 2003, denying respondent's motion to withdraw from all post-conviction proceedings and that case No. 95663 be removed from the Court docket; that the State Appellate Defender's Office, Capital Litigation Division withdraw as counsel; that no petition be filed on defendant's behalf by the State Appellate Defender; and appointment of counsel other than Public Defender or State Appellate Defender's Office, Capital Litigation Division.

No. 96022 - Richard J. Selfridge, Jr., respondent, v. Cris Mooney Selfridge, petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal.

Motion by petitioner, pro se, to stay this Court's mandate pending the disposition of petitioner's motion for leave to file a motion for reconsideration of the order denying petition for leave to appeal; filing and final disposition of a petition for writ of certiorari in the United States Supreme Court; and for certain other relief. The request for stay of mandate pending disposition of motion for leave to file a motion for reconsideration is allowed. All other requests for relief are denied.

Order entered by Justice Thomas.

- No. 96238 - People State of Illinois, respondent, v. Gregory Mallinger, petitioner.

Motion by petitioner, pro se, for clarification or, in the alternative, a written opinion of the order denying petition for leave to appeal on October 7, 2003.

- No. 96251 - Julie Betts, etc., et al., respondents, v. John A. Betts, petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal.

- No. 96509 - Debra R. Mack, respondent, v. Timothy L. Mack, petitioner.

Motion by petitioner, pro se, to quash non-jurisdictional proceedings in the Circuit Court of Mc Lean County in Mack v. Mack, case No. 01 D 269. Motion denied.

Order entered by Justice Garman.

- No. 97282 - Bondex International, Inc., et al., etc., movants, v. Hon. Nicholas G. Byron, Judge of the 3rd Judicial Circuit, et al., respondents.

Motion by Pfizer Inc., to join in movant's motion for a supervisory order. Motion denied as moot.

Order entered by Justice Rarick.

Motion by Quigley Company, Inc., to join in movant's motion for a supervisory. Motion denied as moot.

Order entered by Justice Rarick.

PEOPLE'S DOCKET

No. 91874 - People State of Illinois, appellant, v. Kenneth Sharpe, appellee.

Motion by appellant for an extension of time for filing brief to and including December 18, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 95841 - In re D.C. et al., Minors (People State of Illinois, appellant, v. Tontorya C., appellee).

Motion by appellee for an extension of time for filing brief to and including December 10, 2003. Motion allowed.

Order entered by Justice Garman.

No. 96198 - People State of Illinois, appellant, v. Leon Blair, appellee.

Motion by appellant for an extension of time for filing brief to and including December 17, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 96229 - In re D.T., a Minor, appellant (People State of Illinois, appellant, v. Brenda T., appellee).

Motion by appellant D.T., a Minor, for an extension of time for filing brief to and including December 17, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 96367 - People State of Illinois, appellant, v. Gerald Scott Huddleston, appellee.

Motion by appellant to seal the entire record on appeal or, in the alternative, order that appellee's statement be unsealed. Alternative relief is allowed. Appellee's statement shall be unsealed.

Order entered by Justice Garman.

No. 96392 - People State of Illinois, appellee, v. Vernon Watson, appellant.

Motion by appellant for an extension of time for filing brief to and including December 16, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 96542 - In re Tricia K., a Minor (People State of Illinois, appellant, v. Charles K., appellee).

Motion by appellant for an extension of time for filing brief to and including December 16, 2003. Motion allowed.

Order entered by Justice Thomas.

Motion by appellee to dismiss appeal as moot.

No. 97325 - Dan Lee, movant, v. Hon. Warren D. Wolfson et al., Justices of the Appellate Court, First District, respondents.

Motion by movant for a supervisory order.

#### CIVIL DOCKET

No. 95818 - Scott Radinsky et al., appellees, v. Kenneth Zehnder, etc., et al., appellants.

Motion by appellees for an extension of time for filing brief to and including December 17, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 95854 - Lisa M. Shannon et al., appellees, v. Boise Cascade, etc., appellant.

Motion by appellees for leave to cite additional authority instanter. Motion allowed.

Order entered by Justice Garman.

No. 97252 - Grazyna Bafia et al., movants, v. Easter House et al., respondents.

Motion by movants to transfer case No. 03AD0020, In the Matter of Petition of John and Jane Doe, etc. v. Baby Boy B., Minor, et al., from Franklin County to Cook County and to consolidate it with Cook County case No. 03CoMs00019, Bafia, v. Easter House et al., etc.

No. 97278 - Harris Bank Frankfort et al., respondents, v. Brett Rizzi, Indv, etc., et al., movants.

Motion by movants to transfer case No. 03 L 466 Harris Bank Frankfort v. Rizzi, Indv., etc., et al., from Will County to Cook County and to consolidate it with case No. 02 CH 16990, Werner v. Rizzi, Indv., etc., et al., and Cook County case No. 02 CH 16472, Rizzi, Indv., etc., et al. v. Zarlengo et al.

Agreed motion by respondent Harris Bank Frankfort for an extension of time to and including November 21, 2003, for filing response to movants' motion to transfer and consolidate.

No. 97285 - Arnold Zoglauer, movant, v. Hon. Barbara Gilleran Johnson, Justice of the Appellate Court, Second District, et al., respondents.

Motion by movant, pro se, for a supervisory order.

No. 97314 - Northwestern Memorial Hospital et al., etc., movants, v. Hon. Richard B. Berland, Judge of the Circuit Court of Cook County, et al., respondents.

Motion by movants for a supervisory order.

Motion by movants for stay of proceedings in the Circuit Court of Cook County in Graves v. Northwestern Memorial Hospital, case No. 00 L 01567, pending disposition of movants' motion for a supervisory order. Motion allowed.

Order entered by Justice Freeman.

LEAVE TO APPEAL DOCKET

No. 96768 - Deirdre Harrison, petitioner, v. Chicago Sun-Times, etc., et al., respondent.

Motion by petitioner for leave to file petition for leave to appeal instant. Motion allowed.

Order entered by Justice Freeman.

No. 96891 - Phillip Wallace, petitioner, v. Jonathan R. Walls, etc., respondent.

Motion by petitioner, pro se, for leave to cite additional authority instant. Motion denied.

Order entered by Justice Rarick.

No. 96897 - People State of Illinois, respondent, v. Anthony Jones, petitioner.

Motion by petitioner, pro se, for leave to file supplemental brief instant in light of People v. DeAngelo Johnson et al., case Nos. 90678, 90693, and 90706 cons. Motion allowed.

Order entered by Justice Freeman.

No. 97077 - Samih Murad, petitioner, v. Department of Human Services, respondent.

Motion by petitioner, pro se, for an extension of time for filing petition for leave to appeal to and including December 12, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 97121 - Samih Murad, petitioner, v. Department of Human Services, respondent.

Motion by petitioner, pro se, for an extension of time for filing petition for leave to appeal to and including December 12, 2003. Motion allowed.

Order entered by Justice Freeman.

No. 97125 - People State of Illinois, petitioner, v. Kevin Kellerman, respondent.

Motion by petitioner for leave to withdraw petition for leave to appeal and issue the mandate forthwith.

No. 97158 - People State of Illinois, respondent, v. Steven A. Taliani, petitioner.

Motion by petitioner, pro se, for leave to file a supplemental petition for leave to appeal instanter.

No. 97274 - People State of Illinois, respondent, v. Dickey Gaines, petitioner.

Motion by petitioner, pro se, to waive statutory docket fee. Motion allowed.

Order entered by Justice Freeman.

No. 97304 - Farmers Automobile Insurance Association, respondent, v. Susan Gitelson, etc., petitioner.

Motion by petitioner for leave to file petition for leave to appeal instanter. Motion allowed.

Order entered by Justice Freeman.

No. 97308 - CPM Foundation, petitioner, v. John Bernard  
Cashion et al., respondents.

Motion by petitioner, pro se, to stay this case  
for one year or, in the alternative, to provide a  
ninety (90) day extension of time to file the  
petition for leave to appeal and to file the  
petition in excess of the page limit. Motion  
allowed in part. Petition for leave to appeal is  
due on or before December 24, 2003. All other  
requests for relief are denied.

Order entered by Justice Freeman.

No. 97317 - The Wauconda Fire Protection District, respondent,  
v. Stonewall Orchards, LLP, et al. (The County of  
Lake, petitioner).

Motion by petitioner for leave to file petition  
for leave to appeal instanter. Motion  
allowed.

Order entered by Justice Thomas.

No. 97323 - People State of Illinois, respondent, v. Terry  
Duke, petitioner.

Motion by petitioner for leave to file petition  
for leave to appeal instanter. Motion allowed.

Order entered by Justice Freeman.

#### MISCELLANEOUS RECORD

M.R.18826 - In re: Ronald Warren Katz. Disciplinary  
Commission.

Motion by Ronald Warren Katz for leave to file  
instanter his list of clients pursuant to Supreme  
Court Rule 764. Motion allowed.

Order entered by Justice Thomas.

M.R.19043 - In re: Joel Emery Rabb, petitioner.

Petition by Joel Emery Rabb for relief from the  
decision of the Committee on Character and  
Fitness.

M.R.19092 - In re: Tasneem Kezar Khokha, an attorney petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Tasneem Kezar Khokha to Tasneem Kezar Goodman. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19093 - In re: Kirsten Maria Rabe, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Kirsten Maria Rabe to Kirsten Rabe Smolensky. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19094 - In re: Talia Anna Zikel, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Talia Anna Zikel to Talia Anna Lissner. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19095 - In re: Jane Fedder Lazaroff, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Jane Fedder Lazaroff to Jane E. Fedder. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19096 - In re: Maria Elena Pardo, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Maria Elena Pardo to Maria E. Mazza. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19097 - In re: Kyan Elizabeth Shaw, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Kyan Elizabeth Shaw to Kyan E. Keenan. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19098 - In re: Brooke Ilene Mangurten, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Brooke Ilene Mangurten to Brooke Ilene Golding. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19099 - In re: Amy Cheng Ware, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Amy Cheng Ware to Amy Cheng. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19100 - In re: Mary Lynn McDermott, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Mary Lynn McDermott to Mary Lynn Kaczmarek. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19101 - In re: Melinda S. Burleson, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Melinda S. Burleson to Melinda Suzanne Hensel. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19102 - In re: Annie Liu, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Annie Liu to Annie L. Albertson. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19103 - In re: Heather Marie Downs, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Heather Marie Downs to Heather Marie Downs Russell. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19104 - In re: Karin L. Wenzel, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Karin L. Wenzel to Karin Lynn Carli. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19105 - In re: Jill Marie Foehrkolb, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Jill Marie Foehrkolb to Jill Foehrkolb Dorsey. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19106 - In re: Megan G. Downey, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Megan G. Downey to Megan Graham Puntillo. Motion allowed.

Order entered by Chief Justice McMorrow.

SUPREME COURT OF ILLINOIS

CALL OF THE DOCKET, WEDNESDAY, NOVEMBER 19, 2003

No. 95873 - Paul Williams, appellee, v. Nancy Staples, etc., appellant. Appeal, Appellate Court, First District.

Oral argument by Janet Powers Doyle for appellant and by Mark Heyrman for appellee. Submitted. Agenda 13.

No. 95972 - Quad Cities Open, Inc., etc., et al., appellees, v. The City of Silvis, etc., appellant. Appeal, Appellate Court, Third District.

Oral argument by Michael T. Reagan for appellant and by Robert T. Park for appellee. Submitted. Agenda 14.

Nos. 96012 - Brian E. Mattis, Indv., et al., appellees/cross-  
96114 appellants, v. State Universities Retirement  
cons. System et al., etc., appellants/cross-appellees.  
Appeal, Circuit Court (Champaign).

Oral argument by Charles F. Regan, Jr., for appellants/cross-appellees and by Michael E. Raub for appellees/cross-appellants. Submitted. Agenda 15.

SUPREME COURT OF ILLINOIS

WEDNESDAY, NOVEMBER 19, 2003

THE FOLLOWING ANNOUNCEMENTS WERE MADE:

ADVISEMENT DOCKET

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Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for appeal as a matter of right. Motion denied.

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No. 91586 - People State of Illinois, respondent, v. Anthony Jones, etc., petitioner.

Motion by petitioner, pro se, for leave to file a motion for reconsideration of the order denying petition for leave to appeal in light of People v. DeAngelo Johnson et al., case Nos. 90678, 90693 and 90706 cons. Motion denied.

Order entered by the Court.

CIVIL DOCKET

No. 97268 - Chevae Langston, movant, v. Hon. Denise O'Malley, Judge of the Appellate Court, First District, et al., etc., respondents.

Motion by movant for a supervisory order or, in the alternative, for leave to file a late petition for leave to appeal. The motion for supervisory order is allowed. In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its order of October 9, 2003, in People v. Langston, case No. 1-00-1421, and to allow the motion to recall the mandate and reconsider its decision in light of People v. Rissley, 206 Ill. 2d 403 (2003). The alternative request for leave to file a late petition for leave to appeal is denied as moot.

Order entered by the Court.

LEAVE TO APPEAL DOCKET

No. 97125 - People State of Illinois, petitioner, v. Kevin Kellerman, respondent.

Motion by petitioner for leave to withdraw petition for leave to appeal and issue the mandate forthwith. Motion allowed.

Order entered by Justice Kilbride.

No. 97261 - Richard Rosen, petitioner, v. SCIL, LLC, et al., respondents.

Motion by petitioner for an extension of time for filing petition for leave to appeal to and including November 12, 2003. Motion allowed.

Order entered by the Court.

MISCELLANEOUS RECORD

M.R.19088 - In re: Ungaretti & Harris, LLP, petitioner.

Motion by Ungaretti & Harris, LLP to approve its amended application for certificate of registration to engage in the practice of law as a registered limited liability partnership. Motion allowed.

Order entered by the Court.

M.R.19109 - In re: Liaison to Industrial Commission Committee.

Effective immediately and until further order of the Court, the Honorable Tobias G. Barry, Justice of the Appellate Court, Third District, is authorized to serve as the liaison of the Supreme Court to the Industrial Commission Committee to Review Rules and Procedures of the Industrial Commission.

Order entered by the Court.