

SUPREME COURT OF ILLINOIS

COURT CONVENEED AT 9:00 A.M., THURSDAY, SEPTEMBER 25, 2003

THE FOLLOWING ANNOUNCEMENT IS MADE:

MISCELLANEOUS RECORD

M.R.16183 - In re: Resignation Procedure for Judges.

The Order of October 1, 1999, amended on October 4, 1999, is further amended as follows, effective immediately:

Effective immediately, a resignation from the office of judge shall be in writing to the Chief Justice of the Illinois Supreme Court, with a copies provided to the Justice(s) over the district in which the resignation occurs and the Director of the Administrative Office of the Illinois Courts. In the case of an appellate court judge, a copy of the resignation shall also be submitted to the Presiding Justice. In the case of a circuit judge or an associate judge, a copy of the resignation shall also be submitted to the Chief Circuit Judge.

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

ADVISEMENT DOCKET

No. 96932 - Bondex International, Inc., et al., movants, v. Hon. Lola P. Maddox, Associate Judge of the 3rd Judicial Circuit, et al., respondents.

Motion by movants to withdraw motion for stay.

No. 96933 - Bondex International, Inc., et al., etc., movants, v. Hon. Lola P. Maddox, Associate Judge for the 3rd Judicial Circuit, et al., etc., respondents.

Motion by movants to withdraw motion for stay.

No. 96934 - The Flintkote Company et al., movants, v. Hon. Lola P. Maddox, Associate Judge of the 3rd Judicial Circuit, et al., respondents.

Motion by movants to withdraw motion for stay.

PEOPLE'S DOCKET

No. 93830 - People State of Illinois, appellant, v. Kevin Phelps, appellee.

Motion by appellant for an extension of time for filing reply brief to and including October 8, 2003. Motion allowed.

Order entered by Chief Justice McMorrow.

CIVIL DOCKET

No. 96983 - Felix G. Padlan, Jr., petitioner, v. Hon. Sheila M. O'Brien, Justice of the Appellate Court, First District, et al., respondents.

Motion by petitioner for leave to file complaint for an original writ of mandamus or, in the alternative, for a supervisory order.

LEAVE TO APPEAL DOCKET

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

Motion by petitioner, pro se, for leave to request clarification in light of American Trucking Association v. Smith, 496 U.S. 167 (1990), "Is Illinois extended-term statute identical to the New Jersey hate-crime statute found unconstitutional in Apprendi?" Motion denied.

Order entered by Chief Justice McMorrow.

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

Order entered by Chief Justice McMorrow.

No. 96135 - People State of Illinois, respondent, v. Perez Funches, petitioner.

Motion by petitioner, pro se, for leave to supplement instanter petition for leave to appeal. Motion denied.

Order entered by Chief Justice McMorrow.

No. 96664 - State Bank of Waterloo, etc., et al. (Tom D. Adams et al., petitioners, v. City of Waterloo, Illinois, etc., et al., respondents).

Stipulated motion by the parties to dismiss the petition for appeal as a matter of right or petition for leave to appeal. Motion allowed.

Order entered by Chief Justice McMorrow.

No. 97024 - Marietta Napolitano, petitioner, v. State of Illinois Department of Unemployment Security, respondent.

Motion by petitioner, pro se, for an extension of time for filing petition for leave to appeal. Motion denied.

Order entered by Chief Justice McMorrow.

MISCELLANEOUS RECORD

M.R.19000 - In re: Connie S. Ferguson, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Connie S. Ferguson to Connie Menoni. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19001 - In re: Eileen Selfa Menacho, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Eileen Selfa Menacho to Eileen Menacho Pearse. Motion allowed.

Order entered by Chief Justice McMorrow.

M.R.19002 - In re: Kimberly Anne Sutton, an attorney, petitioner.

Motion by petitioner for leave to change her name on the roll of attorneys from Kimberly Anne Sutton to Kimberly A. Sarff. Motion allowed.

Order entered by Chief Justice McMorrow.

SUPREME COURT OF ILLINOIS

THURSDAY, SEPTEMBER 25, 2003

THE COURT MADE THE FOLLOWING ANNOUNCEMENT:

MISCELLANEOUS RECORD

M.R.18853 - In re: Robert Berry Mays, Jr. Disciplinary Commission.

The petition by respondent Robert Berry Mays, Jr. for leave to file exceptions to the report and recommendation of the Review Board is allowed. Respondent is suspended from the practice of law for two (2) years and until further order of the Court, effective August 12, 2002.

The motion by respondent to apply any final order of suspension retroactive to date of interim suspension is allowed.

Orders entered by the Court.

SUPREME COURT OF ILLINOIS

CALL OF THE DOCKET, THURSDAY, SEPTEMBER 25, 2003

No. 95878 - Muller Law Firm, appellee, v. Samuel King,
appellee (Kenneth Swiatek et al., appellants).
Appeal, Appellate Court, First District.

Oral argument by Robert G. Markoff for appellants
and by Charles P. Golbert for appellee.
Submitted. Agenda 33.

No. 95913 - Linette Metzger, appellee/cross-appellant, v.
Timothy Da Rosa et al., appellants/
cross-appellees. Rule 20 Certification.

Oral argument by Timothy K. McPike for
appellants/cross-appellees and by Scott M. Dempsey
for appellee/cross-appellant. Submitted. Agenda
34.