SUPREME COURT OF ILLINOIS

WEDNESDAY, SEPTEMBER 25, 2019

THE FOLLOWING CASES ON THE LEAVE TO APPEAL DOCKET WERE DISPOSED OF AS INDICATED:

- People State of Illinois, respondent, v. Patrick Jones, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3026
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Tyler R. Burlington, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-15-0642
 Petition for Leave to Appeal Denied.
- 123449 People State of Illinois, respondent, v. Darius Witherspoon, petitioner. Leave to appeal, Appellate Court, First District. 1-15-0832 Petition for Leave to Appeal Denied.
- 123511 People State of Illinois, respondent, v. Llewillyn Johnson, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3266 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Jamison L. Moore, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-0277
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Eric L. Smith, petitioner. Leave to appeal, Appellate Court, Third District. 3-15-0696
 Petition for Leave to Appeal Denied.
- 123822 People State of Illinois, respondent, v. Juan Barraza, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3628

 Petition for Leave to Appeal Denied.

Neville, J. took no part.

123869 - People State of Illinois, respondent, v. Maria Jimenez, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2550

Petition for Leave to Appeal Denied.

- The Department of Central Management Services, petitioner, v. The Illinois Labor Relations Board, State Panel, et al., respondents. Leave to appeal, Appellate Court, Fourth District. 4-16-0827, 4-17-0127

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- Wells Fargo Bank N.A., etc., respondent, v. Raquel Marrera, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1574
 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- People State of Illinois, respondent, v. Ricky L. Griggs, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-0826
 Petition for Leave to Appeal Denied.
- People State of Illinois ex rel. Lisa Madigan, etc., petitioner, v. Stateline Recycling, LLC, etc., et al., respondents. Leave to appeal, Appellate Court, Second District. 2-17-0860
 Petition for Leave to Appeal Allowed.
- In re Marriage of Vladimir Melamed, respondent, and Julia Melamed, respondent (Andjelko Galic, petitioner). Leave to appeal, Appellate Court, First District. 1-17-2795

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.

 Neville, J. took no part.
- Anthony Stelmokas, petitioner, v. State Farm Fire and Casualty Co., respondent. Leave to appeal, Appellate Court, First District. 1-18-1197

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.

Danitta Rinder, Indv., etc., et al., respondents, v. Merck Sharp & Dohme Corp., petitioner. Leave to appeal, Appellate Court, First District. 1-17-1969, 1-17-1970

Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its judgment in <u>Rinder v. Merck Sharp & Dohme Corp.</u>, Nos. 1-17-1969, 1-17-1970 cons. (01/23/19). The appellate court is directed to consider the effect of the United States Supreme Court's opinion in <u>Merck Sharp & Dohme Corp. v. Albrecht</u>, No. 17-290 (05/20/19), on the certified question and determine if a different result is warranted.

- 124619 People State of Illinois, petitioner, v. Keenan Morgan, respondent. Leave to appeal, Appellate Court, Second District. 2-17-0988

 Petition for Leave to Appeal Denied.
- 124636 The Habitat Company LLC, etc., respondent, v. Luciane Cimino, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2460, 1-17-2705

Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.

- 124665 Thomas Zahumensky et al., respondents, v. Chicago White Sox, Ltd., petitioner. Leave to appeal, Appellate Court, First District. 1-17-2878 Petition for Leave to Appeal Denied.
- 124666 Thomas Zahumensky et al., respondents, v. Chicago White Sox, Ltd., et al. (Bennett & Brousseau Roofing, Inc., petitioner). Leave to appeal, Appellate Court, First District. 1-17-2878

 Petition for Leave to Appeal Denied.
- In re Marriage of Lester Trilla, petitioner, and Jean Trilla et al., respondents. Leave to appeal, Appellate Court, First District. 1-17-1847, 1-18-0213

 Petition for Leave to Appeal Denied.

124693 - People State of Illinois, respondent, v. One 2015 Buick Verano (Sandra Lancaster, petitioner). Leave to appeal, Appellate Court, Fifth District. 5-17-0003

Petition for Leave to Appeal Denied.

- 124705 People State of Illinois, respondent, v. Christopher Cooper, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0642 Petition for Leave to Appeal Denied.
- 124716 People State of Illinois, petitioner, v. Odey Suheil et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-1742, 1-18-1743 Petition for Leave to Appeal Denied.
- 124718 Kenneth R. Barrick, petitioner, v. William Barrick et al., respondents. Leave to appeal, Appellate Court Second District. 2-17-0974 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Bill Lee, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2563
 Petition for Leave to Appeal Denied.

Burke, J., dissents. Dissent attached.

Neville, J. took no part.

- Chak Fai Hau, etc., petitioner, v. The Department of Revenue et al., etc., respondents. Leave to appeal, Appellate Court, First District. 1-17-2588

Petition for Leave to Appeal Denied.

- Karen Duncan, Indv., etc., respondent, v. FedEx Office and Print Services, Inc., etc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-0857

Petition for Leave to Appeal Allowed.

Dorothy Sterling, petitioner, v. Illinois Human Rights Commission et al., respondents. Leave to appeal, Appellate Court, First District. 1-17-2517 Petition for Leave to Appeal Denied.

- 124732 People State of Illinois, respondent, v. Bernabe Diaz, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3030

 Petition for Leave to Appeal Denied.
- 124734 People State of Illinois, respondent, v. Terrance Denham, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0917 Petition for Leave to Appeal Denied.
- 124735 People State of Illinois, respondent, v. Joshua S. Headrick, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-15-0444

 Petition for Leave to Appeal Denied.
- 124736 CitiMortgage, Inc., etc., respondent, v. Ernest J. Cotton, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3053

 Petition for Leave to Appeal Denied.
- 124738 People State of Illinois, respondent, v. Michael J. Connor, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0707, 4-17-0708 Petition for Leave to Appeal Denied.
- 124739 People State of Illinois, petitioner, v. Frederick L. Holt, respondent. Leave to appeal, Appellate Court, Third District. 3-16-0504 Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, Third District, is directed to vacate its judgment in People v. Holt, case No. 3-16-0504 (03/07/19). The appellate court is directed to consider the effect of this Court's opinion in People v. Johnson, 2019 IL 123318, on the issue of whether the State failed to prove that defendant committed the offense of burglary and determine if a different result is warranted.

- International Bakers Services, Inc., petitioner, v. Vernon C. Stutts et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-2432 Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its order in International Bakers Services, Inc. v. Stutts, case No. 1-18-2432 (03/08/19), denying leave to appeal. The appellate court is further directed to grant leave to appeal and consider the jurisdictional issue on the merits.

- People State of Illinois, respondent, v. Scott Fishel, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0718
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Robert Schultz, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3182
 Petition for Leave to Appeal Denied.
- 124743 People State of Illinois, respondent, v. Brandon Meyers, petitioner. Leave to appeal, Appellate Court, First District. 1-14-0891 Petition for Leave to Appeal Denied.
- 124745 People State of Illinois, respondent, v. Nathaniel McCurine, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0817

 Petition for Leave to Appeal Denied.
- In re Marriage of Ellen Jordan Reidy, respondent, and John P. Reidy, petitioner. Leave to appeal, Appellate Court, First District. 1-18-0099

 Petition for Leave to Appeal Denied.

- 124748 People State of Illinois, respondent, v. Luis J. Sanchez, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0643

 Petition for Leave to Appeal Denied.

124750 - Nicholas G. Byron, petitioner, v. Lester Brickman et al., respondents. Leave to appeal, Appellate Court, Fifth District. 5-18-0208

Petition for Leave to Appeal Denied.

Thomas, J. took no part.

- 124751 City of Kankakee, etc., respondent, v. Robert Ellington-Snipes, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0835 Petition for Leave to Appeal Denied.
- 124753 People ex rel. Department of Human Rights, respondent, v. Oakridge Nursing & Rehab Center, etc., et al. (Oakridge Healthcare Center, LLC, petitioner). Leave to appeal, Appellate Court, First District. 1-17-0806 Petition for Leave to Appeal Allowed.
- State of Illinois ex rel. David P. Leibowitz, etc., respondent, v. Family Vision Care, LLC, et al., petitioners. Leave to appeal, Appellate Court, First District. 1-18-0697

 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Jerome Green, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1330
 Petition for Leave to Appeal Denied.
- Cory Sykes et al., respondents, v. Leo P. Schmitz, etc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-0458 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- Williams National Lease, Ltd., et al., respondents, v. Navistar, Inc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-18-0763

Petition for Leave to Appeal Denied.

Thomas, J. took no part. Neville, J. took no part.

124759 - Rebecca S. Reed et al., respondents, v. John P. Womick et al., petitioners. Leave to appeal, Appellate Court Fifth District. 5-17-0270 Petition for Leave to Appeal Denied.

- 124760 Cleda Chesnut et al., petitioners, v. Fast Eddie's Bon-Air, Inc., respondent. Leave to appeal, Appellate Court, Fifth District. 5-17-0411

 Petition for Leave to Appeal Denied.
- Greg Peterson, etc., petitioner, v. Lisa Madigan, etc., et al., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0076

Petition for Leave to Appeal Denied.

124764 - KinderCare Learning Centers, Inc., et al., respondents, v. Dennis James Stolfo, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2482

Petition for Leave to Appeal Denied.

People State of Illinois, respondent, v. Tony Ashe, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0565
 Petition for Leave to Appeal Denied.

Neville, J. took no part.

- People State of Illinois, respondent, v. Jose Antonio Aponte, petitioner.
 Leave to appeal, Appellate Court, First District. 1-17-0376
 Petition for Leave to Appeal Denied.
- Village of Melrose Park, petitioner, v. Pipeline Health System, LLC, et al., respondents. Leave to appeal, Appellate Court, First District. 1-19-0727

Petition for Leave to Appeal Denied.

Theis, J. took no part.

- Marcia Dempe, etc., et al. v. The Metropolitan Pier and Exposition Authority, etc. (Global Experience Specialists, etc., petitioner) Coastal International, Incorporated, respondent. Leave to appeal, Appellate Court, First District. 1-17-2357 Petition for Leave to Appeal Denied.
- 124770 People State of Illinois, respondent, v. Luis Valdez, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1633

 Petition for Leave to Appeal Denied.

- Adriana Mazutis, respondent, v. Warren Lupel et al., petitioners. Leave to appeal, Appellate Court, First District. 1-17-3048
 Petition for Leave to Appeal Denied.
- 124772 People State of Illinois, respondent, v. Anthony Figueroa, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1596 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Nathaniel Johnson, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-15-0381
 Petition for Leave to Appeal Denied.
- 124775 Tio Hardiman, petitioner, v. Rehan Aslam et al., respondents. Leave to appeal, Appellate Court, First District. 1-17-3196

 Petition for Leave to Appeal Denied.

Thomas, J. took no part.

- 124777 People State of Illinois, respondent, v. Terri Donehue, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3249

 Petition for Leave to Appeal Denied.
- 124778 People State of Illinois, respondent, v. Arthur Edmonson, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2749 Petition for Leave to Appeal Denied.
- 124780 Timothy Radke, petitioner, v. The Illinois Court of Claims, respondent. Leave to appeal, Appellate Court, First District. 1-18-0370 Petition for Leave to Appeal Denied.
- 124782 People State of Illinois, petitioner, v. Bryant K. Mooney Jr., respondent. Leave to appeal, Appellate Court, Third District. 3-15-0607 Petition for Leave to Appeal Denied.
- 124783 People State of Illinois, petitioner, v. Justin R. Bowden, respondent. Leave to appeal, Appellate Court, Third District. 3-17-0654 Petition for Leave to Appeal Denied.

- Jae Pak, petitioner, v. Sung Kim, respondent. Leave to appeal,
 Appellate Court, First District. 1-18-1305
 Petition for Leave to Appeal Denied.
- 124785 Brenda S. Maier, petitioner, v. CC Services, Inc., etc., respondent. Leave to appeal, Appellate Court, Third District. 3-17-0640 Petition for Leave to Appeal Denied.
- Stephan Urbaniak et al., petitioners, v. American Drug Stores, LLC, etc., respondent. Leave to appeal, Appellate Court, First District. 1-18-0248
 Petition for Leave to Appeal Denied.
- 124787 People State of Illinois, petitioner, v. Timothy Dewayne Foreman, respondent. Leave to appeal, Appellate Court, Third District. 3-16-0334 Petition for Leave to Appeal Denied.
- Cory Sykes, petitioner, v. Leo P. Schmitz, etc., et al., respondents.
 Leave to appeal, Appellate Court, First District. 1-18-0458
 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- 124789 Estate of Francisco Contreras, etc., et al., respondents, v. Cindy Fluxgold et al., petitioners. Leave to appeal, Appellate Court, First District. 1-17-2916

 Petition for Leave to Appeal Denied.
- 124790 Joseph L. Dombrowski, etc., petitioner, v. The City of Chicago, etc., respondent. Leave to appeal, Appellate Court, First District. 1-18-1036 Petition for Leave to Appeal Denied.
- 124791 People State of Illinois, respondent, v. Mark B. Campbell, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0808, 4-16-0888 Petition for Leave to Appeal Denied.
- 124792 James Q. Whitaker et al., petitioners, v. Wedbush Securities, Inc., respondent. Leave to appeal, Appellate Court, First District. 1-18-1455 Petition for Leave to Appeal Allowed.

- People State of Illinois, respondent, v. Ricardo A. Garcia, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-1112
 Petition for Leave to Appeal Denied.
- 124795 People State of Illinois, respondent, v. Yovani Hernandez-Rojas, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1463 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Eric Reid, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0702
 Petition for Leave to Appeal Denied.
- 124797 People State of Illinois, respondent, v. Alejandro Reveles-Cordova, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0418 Petition for Leave to Appeal Allowed.
- Sergiu Tabirta, respondent, v. James J. Cummings et al., petitioners.
 Leave to appeal, Appellate Court, First District. 1-17-2891
 Petition for Leave to Appeal Allowed.

Karmeier, C.J. took no part.

- 124799 Franklin P. Friedman, etc., respondent, v. Lieberman Management Services, Inc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-0059

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Bobby Jo Jenkins, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-16-0480
 Petition for Leave to Appeal Denied.
- 124802 People State of Illinois, respondent, v. Antoine Golden, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3329, 1-15-3330 Petition for Leave to Appeal Denied.

- Gregory Prawdzik, respondent, v. Board of Trustees of the Homer Township Fire Protection District Pension Fund, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0024 Petition for Leave to Appeal Denied.
- Maceo Rainey, petitioner, v. Indiana Insurance Co., respondent. Leave to appeal, Appellate Court, First District. 1-17-3060
 Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.
- 124807 People State of Illinois, respondent, v. Ronald Lee Stoecker, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0781 Petition for Leave to Appeal Allowed.
- State Farm Mutual Automobile Insurance Company, respondent, v. Mary Murphy, etc., et al., petitioners. Leave to appeal, Appellate Court, Second District. 2-18-0154, 2-18-0159, 2-18-0160, 2-18-0161

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Maurice A. Jackson, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-16-0191
 Petition for Leave to Appeal Denied.
- 124810 People State of Illinois, respondent, v. Fred E. Cox, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0696

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Tasha Trettenero, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-0776
 Petition for Leave to Appeal Denied.
- 124812 James Bollmeier et al., petitioners, v. Patrick Roy et al., etc., respondents. Leave to appeal, Appellate Court, Fifth District. 5-16-0066 Petition for Leave to Appeal Denied.

- 124813 People State of Illinois, respondent, v. Frank Wesley, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0881

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Eddie Douglas, petitioner. Leave to appeal, Appellate Court, First District. 1-12-2397
 Petition for Leave to Appeal Denied.

- 124815 People State of Illinois, respondent, v. Guiseppe Ressa, petitioner. Leave to appeal, Appellate Court, Second District. 2-17-0439 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Oscar Flores, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0404
 Petition for Leave to Appeal Denied.
- 124817 People State of Illinois, respondent, v. Daekwon Cunningham, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0709 Petition for Leave to Appeal Denied.
- 124818 People State of Illinois, respondent, v. Kevin Jackson, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1773

 Petition for Leave to Appeal Allowed.
- In re Marriage of Elizabeth Roy, etc., petitioner, and Patrick D. Roy, respondent. Leave to appeal, Appellate Court, Fifth District. 5-17-0087 Petition for Leave to Appeal Denied.
- 124820 James Bollmeier et al., respondents, v. Patrick Roy, respondent (Elizabeth Roy, etc., petitioner). Leave to appeal, Appellate Court, Fifth District. 5-16-0066

 Petition for Leave to Appeal Denied.
- Acuity Insurance Company, petitioner, v. 950 West Huron Condominium Association et al. (Cincinnati Insurance Company, respondent). Leave to appeal, Appellate Court, First District. 1-18-0743 Petition for Leave to Appeal Denied.

- 124822 Brian Connolly, respondent, v. Anthony Milazzo et al., petitioners. Leave to appeal, Appellate Court, First District. 1-17-1906 Petition for Leave to Appeal Denied.
- Jennifer Rottner, Indv., etc., respondent, v. Palm Beach Tan, Inc., etc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-18-0691

Petition for Leave to Appeal Denied.

- LaShondra Peebles, petitioner, Wayne Mr. Watson, Indv., etc., et al., respondents. Leave to appeal, Appellate Court, First District. 1-17-2935
 - Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Derrick Macklin, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-1165
 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Brian Mitchell, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3468
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. David K. Anderson, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0251
 Petition for Leave to Appeal Denied.
- 124829 People State of Illinois, respondent, v. Timmaine Timberlake, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0887 Petition for Leave to Appeal Denied.
- 124830 Stanislaw Jagla, petitioner, v. Bassett Transit, LLC, et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-2020 Petition for Appeal as a Matter of Right Denied.

- The City of Chicago, respondent, v. Fraternal Order of Police, Chicago Lodge No. 7, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2907

Petition for Leave to Appeal Allowed.

- People State of Illinois, respondent, v. William L. Lewis, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-1048
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Vanessa Nelson, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-1078
 Petition for Leave to Appeal Denied.
- 124835 Continental Casualty Company, petitioner, v. Hennessy Industries, Inc., et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-0183

Petition for Leave to Appeal Denied.

Burke, J., dissents. Dissent attached.

Thomas, J. took no part.

124836 - Continental Insurance Company et al., respondents, v. Hennessy Industries, Inc., etc., et al. (Allstate Insurance Company, etc., petitioner). Leave to appeal, Appellate Court, First District. 1-18-0183 Petition for Leave to Appeal Denied.

Burke, J., dissents. Dissent attached.

Thomas, J. took no part.

People State of Illinois, respondent, v. David Hernandez, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-2750
 Petition for Leave to Appeal Denied.

Partners for Payment Relief DE IV, LLC (John Daily, respondent, v. Barash & Everett, LLC, et al., petitioners). Leave to appeal, Appellate Court, Third District. 3-17-0757

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.

- People State of Illinois, respondent, v. Brett M. Wilson, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0570
 Petition for Leave to Appeal Denied.
- Donald W. Bauer et al., petitioners, v. John P. Niemerg, etc., et al., respondents. Leave to appeal, Appellate Court, Fifth District. 5-18-0229 Petition for Leave to Appeal Denied.
- The Department of Transportation, etc. v. 600 West Dundee, LLC, respondent (Market Square Restaurant, Inc., petitioner). Leave to appeal, Appellate Court, First District. 1-18-1699

 Petition for Leave to Appeal Denied.
- 124844 Karen Donovan, etc., respondent, v. Steve J. Kim, M.D., et al., etc., petitioners. Leave to appeal, Appellate Court, First District. 1-19-0445 Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its order in Donovan v. Kim, et al., case No. 1-19-0445 (04/05/19) denying the petition for leave to appeal. The appellate court is directed to allow defendants' petition for leave to appeal under Rule 306(a)(2) and to consider the merits of defendants' contention regarding forum non conveniens.

- Denise Mandigo et al., etc., petitioners, v. David Stolman, etc., et al., respondents. Leave to appeal, Appellate Court, Second District.
 2-18-0466, 2-18-0525
 Petition for Leave to Appeal Denied.
- Kevin McAllister, petitioner, v. The Illinois Workers' Compensation Commission et al. (North Pond, respondent). Leave to appeal, Appellate Court, First District. 1-16-2747WC

 Petition for Leave to Appeal Allowed.

- 124849 People State of Illinois, respondent, v. Jalal Malone, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0752

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Wynton Collins, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2431
 Petition for Leave to Appeal Denied.

- Central Laborers' Pension Fund et al., petitioners, v. Fidelity & Deposit Company of Maryland et al., respondents. Leave to appeal, Appellate Court, Second District. 2-17-0781

 Petition for Leave to Appeal Denied.
- 124852 Tressler, LLP, respondent, v. Michael Schwartz, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2367

 Petition for Leave to Appeal Denied.
- 124853 Edgaras Narbutas, respondent, v. Premier Realty and Management Group, LLC, et al., petitioners. Leave to appeal, Appellate Court, First District. 1-19-0521

 Petition for Leave to Appeal Denied.
- 124856 Shirley L. Storey, petitioner, v. Quadrella Mayfield, respondent. Leave to appeal, Appellate Court, First District. 1-18-1843

 Petition for Leave to Appeal Denied.
- Thane Hunt, respondent, v. Maurio Herrod (The City of Peoria, petitioner). Leave to appeal, Appellate Court, Third District. 3-17-0808

 Petition for Leave to Appeal Denied.
- 124858 People State of Illinois, respondent, v. Ernest E. Gwinn, petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0180 Petition for Leave to Appeal Denied.

Salce, Inc., petitioner, v. Downers Grove, IL (1149 Ogden), LLC, et al., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0370

Petition for Leave to Appeal Denied.

- 124860 People State of Illinois, respondent, v. Kyjuan K. Dorsey, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0781 Petition for Leave to Appeal Denied.
- Estate of Hannah Kendall, etc., et al., petitioners, v. Monsanto Company et al., respondents. Leave to appeal, Appellate Court, Second District. 2-17-0567, 2-17-0729, 2-17-0917

 Petition for Leave to Appeal Denied.

Thomas, J. took no part.

- The City of Charleston, etc., petitioner, v. System of Administrative Hearing of the City of Charleston et al., etc., respondents. Leave to appeal, Appellate Court, Fourth District. 4-18-0634

 Petition for Leave to Appeal Denied.
- Matt Sharpe et al. v. Crystal Westmoreland, respondent (Kris Fulkerson, petitioner). Leave to appeal, Appellate Court, Fifth District. 5-17-0321
 Petition for Leave to Appeal Allowed.
- Aspen Financial Fund, Inc., petitioner, v. O'Hare Midway Limousine Service, Inc., respondent. Leave to appeal, Appellate Court, First District. 1-18-0041

Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Michael W. Smith, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0206 Petition for Leave to Appeal Denied.
- The United City of Yorkville, respondent, v. Fidelity and Deposit Company of Maryland et al. (TRG Venture Two, LLC, petitioner). Leave to appeal, Appellate Court, Second District. 2-18-0230, 2-18-0231, 2-18-0245

Petition for Leave to Appeal Denied.

- Sabera Iqbaluddin, petitioner, v. Lincolnwood School District #74, respondent. Leave to appeal, Appellate Court, First District. 1-18-1949

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- The United City of Yorkville, respondent, v. Fidelity and Deposit Company of Maryland et al. (William Ryan Homes, Inc., petitioner). Leave to appeal, Appellate Court, Second District. 2-18-0230, 2-18-0231, 2-18-0245

 Petition for Leave to Appeal Denied.
- 124870 Stanislaw Lumer, petitioner, v. Wolfe Law, P.C., etc., et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-0371 Petition for Leave to Appeal Denied.
- 124872 People State of Illinois, respondent, v. James F. Haubrich, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0902 Petition for Leave to Appeal Denied.
- 124873 People State of Illinois, respondent, v. Cathy Ann Logan, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0540 Petition for Leave to Appeal Denied.
- 124874 People State of Illinois, respondent, v. Alexander Scott, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0128 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Ladunta Allen, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2718
 Petition for Leave to Appeal Denied.
- 124876 People State of Illinois, respondent, v. Juan M. Gonzalez, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0716

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. George Sanders, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-0637
 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Matthew J. Petrakis, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-16-0399
 Petition for Leave to Appeal Denied.
- Stark Excavating, Inc., et al., etc., respondents, v. Carri Scharf
 Materials Company, etc., petitioner. Leave to appeal, Appellate Court,
 Fourth District. 4-16-0567
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Aluntea Lindsey, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-0337
 Petition for Leave to Appeal Denied.
- Harey Israel, respondent, v. Diane Israel, petitioner. Leave to appeal,
 Appellate Court, First District. 1-17-3144
 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Elpidio Contreras, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-0616
 Petition for Leave to Appeal Denied.
- 124888 People State of Illinois, respondent, v. Lamar Wilmington, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3044

 Petition for Leave to Appeal Denied.
- 124889 MTGLQ Investors LP, respondent, v. Scott Peters, etc., petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0975 Petition for Leave to Appeal Denied.
- 124890 People State of Illinois, respondent, v. Bobby Tatum, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0295

 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Jamari McArthur, petitioner.
 Leave to appeal, Appellate Court, First District. 1-15-0626
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Devin M. Olson, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-17-0334
 Petition for Leave to Appeal Denied.
- 124893 People State of Illinois, respondent, v. Aaron Kelley, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1830

 Petition for Leave to Appeal Denied.
- Carol A. Schultz et al., respondents, v. Donald J. Halpin, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-18-0032
 Petition for Leave to Appeal Denied.
- People ex rel. Richard Lindblom et al., respondents, v. Sears Brands, LLC, et al. (Home Depot U.S.A., Inc., petitioner). Leave to appeal, Appellate Court, First District. 1-18-0588

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Justin R. Rawlings, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-16-0947
 Petition for Leave to Appeal Denied.
- 124898 Commonwealth Edison Company, petitioner, v. The Illinois Commerce Commission et al., etc., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0504

 Petition for Leave to Appeal Denied.

Burke, J. took no part.

- 124899 People State of Illinois, respondent, v. Fernando Gonzalez, petitioner. Leave to appeal, Appellate Court, First District. 1-15-2760 Petition for Leave to Appeal Denied.
- 124900 People State of Illinois, respondent, v. Christopher L. Croom, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0553 Petition for Leave to Appeal Denied.

- 124901 People State of Illinois, respondent, v. William Bates, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1740

 Petition for Leave to Appeal Denied.
- 124902 People State of Illinois, respondent, v. Corwin Allen, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3042

 Petition for Leave to Appeal Denied.
- Kurt Dreger, Indv., etc., respondent, v. Daniel P. Dolan, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0203 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Roderick Allen, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2985
 Petition for Leave to Appeal Denied.

- 124906 People State of Illinois, respondent, v. Fernando Oliveros, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1096 Petition for Leave to Appeal Denied.
- Graphic Arts Mutual Insurance Company, respondent, v. DaVita Healthcare Partners, Inc., etc., petitioner. Leave to appeal, Appellate Court, Third District. 3-18-0402

 Petition for Leave to Appeal Denied.
- 124908 Woodfield Grove, LLC, petitioner, v. Schaumburg Building Associates et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-0565

Petition for Leave to Appeal Denied.

- 124909 People State of Illinois, respondent, v. Juan Lewis, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0864
 Petition for Leave to Appeal Denied.
- US Bank Trust National Association, etc., respondent, v. Rosemary Cook et al., etc. (Cynthia D. Logan, petitioner). Leave to appeal, Appellate Court, Third District. 3-18-0324
 Petition for Leave to Appeal Denied.
- 124915 People State of Illinois, respondent, v. Virgil Gipson, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1701, 1-17-1647

 Petition for Leave to Appeal Denied.
- 124916 People State of Illinois, respondent, v. Otis Johnson, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0913

 Petition for Leave to Appeal Denied.

- Xtreme Protection Services, LLC, respondent, v. Steadfast Insurance Company, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1501

 Petition for Leave to Appeal Denied.
- 124918 3Red Group of Illinois, LLC, et al., respondents, v. Edwin Johnson, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1104

 Petition for Leave to Appeal Denied.
- Marilyn Dianne Cross, petitioner, v. Wal-Mart Stores, Inc., etc. (Midwest Neurosurgeons, LLC, et al., respondents). Leave to appeal, Appellate Court, Fifth District. 5-18-0350

 Petition for Leave to Appeal Denied.
- 124921 People State of Illinois, respondent, v. Cordell Sanders, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1253 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Pedro Corral, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1501
 Petition for Leave to Appeal Denied.
- 124923 People State of Illinois, respondent, v. Robert T. Jones, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0061 Petition for Leave to Appeal Denied.
- 124924 Adam Smith, petitioner, v. Thomas J. Difanis, respondent. Leave to appeal, Appellate Court, Fourth District. 4-19-0124
 Petition for Leave to Appeal Denied.
- 124925 People State of Illinois, respondent, v. Steven Young, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2782

 Petition for Leave to Appeal Denied.
- People ex rel. Illinois Department of Children and Family Services et al., respondents, v. DBCC Organization et al., petitioners. Leave to appeal, Appellate Court, First District. 1-17-0451

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- Joseph Varan, respondent, v. Jesse White, etc., petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0305
 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- 124929 People State of Illinois, respondent, v. Gregory L. Smith, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0104 Petition for Leave to Appeal Denied.
- 124930 People State of Illinois, respondent, v. Tracy Eugene Johnson, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0074 Petition for Leave to Appeal Denied.
- 124932 People State of Illinois, respondent, v. Kalvin Johnson, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0898 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Randall W. Syler, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-18-0261
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Nashante Boyd, petitioner.
 Leave to appeal, Appellate Court, First District. 1-17-0016
 Petition for Leave to Appeal Denied.
- Harold D. Tyus, petitioner, v. MB Financial Bank, N.A., etc., et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-1037 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Larry P. Korunka, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-18-0228
 Petition for Leave to Appeal Denied.
- 124939 John Rodriguez, petitioner, v. Julio Morales, respondent. Leave to appeal, Appellate Court, First District. 1-18-1201

 Petition for Leave to Appeal or, in the alternative, Petition for Appeal as a Matter of Right Denied.
- People State of Illinois, respondent, v. Demario D. Reed, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0090
 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Vandaire Knox, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2527
 Petition for Leave to Appeal Denied.

Connie Nelson et al., etc., respondents, v. Shaunte Brewer et al., etc., petitioners. Leave to appeal, Appellate Court, First District. 1-17-3143
 Petition for Leave to Appeal Denied.

- 124943 People State of Illinois, respondent, v. Dahinte T. Thompson, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0736

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. John Lee Williams, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-2267
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Christopher Watkins, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-15-0387
 Petition for Leave to Appeal Denied.
- 124946 Jaroslaw Iciek, etc., et al., petitioners, v. Mario Majewski et al., etc., respondents. Leave to appeal, Appellate Court, First District. 1-18-2025 Petition for Leave to Appeal Denied.
- 124947 People State of Illinois, respondent, v. Andrew Pascus, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1485 Petition for Leave to Appeal Denied.
- 124948 Yao Avoudzega-Agba, petitioner, v. Human Rights Commission, respondent. Leave to appeal, Appellate Court, First District. 1-18-1873 Petition for Leave to Appeal Denied.
- 124949 People State of Illinois, respondent, v. Reginald Jones, petitioner. Leave to appeal, Appellate Court, First District. 1-15-2111 Petition for Leave to Appeal Denied.
- 124950 People State of Illinois, respondent, v. Dominick M. Sanders, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0188 Petition for Leave to Appeal Denied.
- Advantage Marketing Group, Inc., respondent, v. James P. Keane, Sr., petitioner. Leave to appeal, Appellate Court, First District. 1-18-1126
 Petition for Leave to Appeal Denied.
- 124952 People State of Illinois, respondent, v. Rapheal Hall, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2006

 Petition for Leave to Appeal Denied.

- 124953 Ryan Garton, respondent, v. Jeremy Pfeifer et al., etc. (NorthShore University HealthSystem, etc., petitioner). Leave to appeal, Appellate Court, First District. 1-18-0872

 Petition for Leave to Appeal Denied.
- 124954 People State of Illinois, respondent, v. James Edward Moore, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0921 Petition for Leave to Appeal Denied.
- 124955 Billie J. Hill, respondent, v. Maher Abou-Jabal et al., petitioners. Leave to appeal, Appellate Court, Fifth District. 5-18-0213

 Petition for Leave to Appeal Denied.
- In re Marriage of Diana Barr Crecos, respondent, and Gregory Crecos, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1368

 Petitioner having failed to file a Petition for Leave to Appeal within the time allowed by order, this case is Dismissed.
- 124962 Tom Edson, etc., et al., respondents, v. Kelli A. Fogarty, etc., et al. (David Horwich, etc., et al., petitioners). Leave to appeal, Appellate Court, First District. 1-18-1135

 Petition for Leave to Appeal Denied.
- Larry Standlee et al., petitioners, v. Joseph Bostedt et al., respondents.
 Leave to appeal, Appellate Court, Second District. 2-18-0325
 Petition for Leave to Appeal Denied.
- 124965 People State of Illinois, respondent, v. Patrick A. Legoo, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0667

 Petition for Leave to Appeal Allowed.
- 124966 People State of Illinois, respondent, v. Marc A. Pepitone, petitioner. Leave to appeal, Appellate Court, Second District. 2-15-1161

 Petition for Leave to Appeal Denied.
- 124967 People State of Illinois, respondent, v. Kelvon Nakolis Wilkes, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0916 Petition for Leave to Appeal Denied.

- 124972 People State of Illinois, respondent, v. Alfredo Alberto Garza, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0165 Petition for Leave to Appeal Denied.
- 124974 Pierre James, petitioner, v. Barry M. Lewis, respondent. Leave to appeal, Appellate Court, First District. 1-17-3056
 Petition for Leave to Appeal Denied.

 Alexander Kaliakmanis, petitioner, v. Grossinger Autoplex, Inc., et al., etc., respondents. Leave to appeal, Appellate Court, First District. 1-17-1943

Petition for Leave to Appeal Denied.

124976 - Roger Shekar, petitioner, v. Bhavash Doshi, respondent. Leave to appeal, Appellate Court, First District. 1-17-0967
Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.

- 124977 People State of Illinois, respondent, v. Mark Burris, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-16-0084

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Derrondas M. Reed, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0827
 Petition for Leave to Appeal Denied.
- 124980 People State of Illinois, respondent, v. Markeese Thomas, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0474

 Petition for Leave to Appeal Denied.
- 124982 People State of Illinois, respondent, v. Tony Robinson, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1383

 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Abel Ruiz, petitioner. Leave to appeal, Appellate Court, First District. 1-15-2157
 Petition for Leave to Appeal Denied.
- 124984 People State of Illinois, petitioner, v. Brian Allen Lameyer, respondent. Leave to appeal, Appellate Court, Second District. 2-17-0177

 Petition for Leave to Appeal Denied.
- In re Marriage of Melissa S. Baylis, etc., respondent, and Jeremy L.
 Baylis, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-18-0425
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Lamont Grant, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2559
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Rodolfo A. Cerritos, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-19-0030
 Petition for Leave to Appeal Denied.
- 124990 People State of Illinois, respondent, v. Randy J. Aderholt, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-16-0232 Petition for Leave to Appeal Denied.
- 124991 People State of Illinois, respondent, v. Brandon Collier, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0880 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Justin Knapp, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0162
 Petition for Leave to Appeal Allowed.

- Lisa Inman, Indv., etc., et al., respondents, v. Howe Freightways, Inc., etc., petitioner. Leave to appeal, Appellate Court, First District. 1-17-2459

Petition for Leave to Appeal Denied.

Thomas, J. took no part. Neville, J. took no part.

- People State of Illinois, respondent, v. Scott Peters, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0106
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Danny Loggins, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0482
 Petition for Leave to Appeal Denied.
- 124997 People State of Illinois, respondent, v. Demoyne Blakemore, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0225 Petition for Leave to Appeal Denied.
- Gordon Berry et al., respondents, v. The City of Chicago, petitioner.
 Leave to appeal, Appellate Court, First District. 1-18-0871
 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Glenn Ellis Williams, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0255 Petition for Leave to Appeal Denied.
- Duane Arrington, petitioner, v. Certain Underwriters at Lloyd's, London, etc., respondent. Leave to appeal, Appellate Court, First District. 1-18-2345
 Petition for Leave to Appeal Denied.
- 125002 People State of Illinois, respondent, v. Pablo Rodriguez-Palomino, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0361 Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Jeremy D. Sledge, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-17-0052
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Kevin Dameron, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-2778
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Donnell Green, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0217
 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Courtney Ealy, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1575
 Petition for Leave to Appeal Denied.

- In re Estate of Fazal Khan, etc. (Asad Khan, petitioner, v. Razia Khan, respondent). Leave to appeal, Appellate Court, First District. 1-18-1875
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Gregory Coppage, petitioner.
 Leave to appeal, Appellate Court, First District. 1-14-2892
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Juan Carlos Garcia-Gutierrez, petitioner. Leave to appeal, Appellate Court, Third District. 3-18-0283 Petition for Leave to Appeal Denied.
- 125010 Patrick Cronin, respondent, v. The Village of Skokie, etc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-1163

 Petition for Leave to Appeal Denied.
- 125011 People State of Illinois, respondent, v. Gabriel Guardiola, petitioner. Leave to appeal, Appellate Court, First District. 1-15-1419 Petition for Leave to Appeal Denied.

125012 - People State of Illinois, respondent, v. Grambling T. Dominique, petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0053

Petition for Leave to Appeal Denied.

- Marek Kiela, petitioner, v. Nazar Kashuba et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-1174, 1-18-1879
 Petition for Leave to Appeal Denied.
- 125015 Jay Shachter, petitioner, v. City of Chicago, etc., respondent. Leave to appeal, Appellate Court, First District. 1-17-2874

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Jose Rebollar-Vergara, petitioner. Leave to appeal, Appellate Court, Second District. 2-14-0871

Petition for Leave to Appeal Denied.

- Dennis Tzakis et al., etc., respondents, v. Berger Excavating
 Contractors, Inc., et al., etc. (Maine Township et al., petitioners). Leave
 to appeal, Appellate Court, First District. 1-17-0859
 Petition for Leave to Appeal Allowed.
- Library Tower Condominium Association, respondent, v. Library Tower, LLC, et al., etc., petitioners. Leave to appeal, Appellate Court, First District. 1-18-1035, 1-18-1049

 Petition for Leave to Appeal Denied.
- 125020 Nichole Hamby et al., respondents, v. Bayer Corporation et al., petitioners. Leave to appeal, Appellate Court, Fifth District. 5-18-0279 Petition for Leave to Appeal Allowed.

This case is consolidated with Case No. 125021.

- Christy Rios et al., respondents, v. Bayer Corporation et al., petitioners. Leave to appeal, Appellate Court, Fifth District. 5-18-0278 Petition for Leave to Appeal Allowed.

This case is consolidated with Case No. 125020.

- Neal L. Wolf et al., respondents, v. Sweports, LTD., petitioner. Leave to appeal, Appellate Court, First District. 1-18-0584, 1-18-0587
 Petition for Leave to Appeal Denied.
- 125024 People State of Illinois, respondent, v. Mitchell Glantz, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-16-0623 Petition for Leave to Appeal Denied.
- 125026 People State of Illinois, respondent, v. Donnell White, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2490

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Donald E. Nuckles, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-15-0761
 Petition for Leave to Appeal Denied.
- 125028 People State of Illinois, respondent, v. Cornell Bryant, petitioner. Leave to appeal, Appellate Court, First District. 1-15-3458

 Petition for Leave to Appeal Denied.
- 125029 People State of Illinois, respondent, v. Carl S. Hansen, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0302 Petition for Leave to Appeal Denied.
- 125030 People State of Illinois, respondent, v. Lazaro Zapata, petitioner. Leave to appeal, Appellate Court, First District. 1-17-1882

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. W.D. Hollingsworth, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-16-0195
 Petition for Leave to Appeal Denied.
- Michael Margules et al., respondents, v. John Beckstedt et al. (Richard Steck, petitioner). Leave to appeal, Appellate Court, First District. 1-19-0012

Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Robert Schag, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0868
 Petition for Leave to Appeal Denied.
- 125034 People State of Illinois, respondent, v. James Dowdy, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-16-0481

 Petition for Leave to Appeal Denied.
- Margaret Bonczyk et al., petitioners, v. Board of Trustees of the State Employees' Retirement System et al., respondents. Leave to appeal, Appellate Court, Fourth District. 4-17-0829

 Petition for Leave to Appeal Denied.
- Selene Finance, respondent, v. Catherine F. Kennedy, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-18-0273
 Petition for Appeal as a Matter of Right Denied.
- People State of Illinois, respondent, v. Raymond D. Harris, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-16-0065
 Petition for Leave to Appeal Denied.
- 125040 Horace Fox, Jr., etc., petitioner, v. Glenn Seiden, respondent. Leave to appeal, Appellate Court, First District. 1-18-0598

 Petition for Leave to Appeal Denied.
- 125041 Reginald Hart, petitioner, v. Mac Property Management, LLC, respondent. Leave to appeal, Appellate Court, First District. 1-18-2105 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Ronald Q. Maas, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-0766
 Petition for Leave to Appeal Denied.
- 125046 People State of Illinois, respondent, v. Kadiedra S. Speed, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0453

 Petition for Leave to Appeal Denied.

- 125049 Antwon M. Ross v. Illinois Central Railroad Company, respondent (Sarmed G. Elias, petitioner). Leave to appeal, Appellate Court, First District. 1-18-1579

 Petition for Leave to Appeal Denied.
- 125050 People State of Illinois, respondent, v. Antoine T. Chest, petitioner. Leave to appeal, Appellate Court, Second District. 2-17-0549 Petition for Leave to Appeal Denied.
- Catherine Duhr et al., etc., petitioners, v. Gwynn A. Weyer et al., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0897

Petition for Appeal as a Matter of Right Denied.

125053 - In re Marriage of Slobodan Pavlovich, respondent, and Aneta Pavlovich, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2859, 1-18-0185

Petition for Leave to Appeal Denied.

- 125054 Marlon Thomas, petitioner, v. Lakeview as Apartment People, respondent. Leave to appeal, Appellate Court, First District. 1-18-2272 Petition for Leave to Appeal Denied.
- 125055 People State of Illinois, respondent, v. Wesley E. England, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0239

 Petition for Leave to Appeal Denied.
- 125056 People State of Illinois, respondent, v. Gordon L. Vanderark, petitioner. Leave to appeal, Appellate Court, Second District. 2-17-0261 Petition for Leave to Appeal Denied.
- 125057 People State of Illinois, respondent, v. Chris C. Sanders, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0190 Petition for Leave to Appeal Denied.

- Manufacturers and Traders Trust Company, respondent, v. Greenville Gastroenterology, SC, et al., petitioners. Leave to appeal, Appellate Court, Fifth District. 5-18-0296 Petition for Leave to Appeal Denied.
- 125059 People State of Illinois, respondent, v. Deanthony Terrance Parker, petitioner. Leave to appeal, Appellate Court, Third District. 3-16-0455 Petition for Leave to Appeal Denied.
- The City of Granite City, respondent, v. Vithalbhai Patel etc., petitioner. Leave to appeal, Appellate Court, Fifth District. 5-18-0068, 5-18-0069, 5-18-0070, 5-18-0071, 5-18-0072, 5-18-0073, 5-18-0074, 5-18-0075, 5-18-0076, 5-18-0077, 5-18-0078, 5-18-0079, 5-18-0080, 5-18-0081, 5-18-0082, 5-18-0083, 5-18-0084, 5-18-0085, 5-18-0086, 5-18-0087, 5-18-0088, 5-18-0089, 5-18-0090, 5-18-0091, 5-18-0092, 5-18-0093, 5-18-0094, 5-18-0095, 5-18-0096, 5-18-0097, 5-18-0098, 5-18-0099, 5-18-0100, 5-18-0101, 5-18-0102, 5-18-0103, 5-18-0104, 5-18-0105, 5-18-0106, 5-18-0107, 5-18-0108, 5-18-0109, 5-18-0110, 5-18-0111, 5-18-0112, 5-18-0113, 5-18-0114, 5-18-0121, 5-18-0122, 5-18-0123, 5-18-0124, 5-18-0125, 5-18-0126, 5-18-0127, 5-18-0128, 5-18-0129, 5-18-0130, 5-18-0131, 5-18-0132, 5-18-0133, 5-18-0134, 5-18-0135, 5-18-0136

Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Larry Coleman, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1982
 Petition for Leave to Appeal Denied.
- Margaret Dynak, petitioner, v. The Board of Education of Wood Dale School District 7, respondent. Leave to appeal, Appellate Court, Second District. 2-18-0551
 Petition for Leave to Appeal Allowed.

Neville, J. took no part.

125063 - People State of Illinois, respondent, v. Godfrey Jones, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0648

Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Dennis E. Nash, Jr., petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-19-0313
 Petition for Leave to Appeal Denied.
- In re Commitment of Carmen Thomas Protano (People State of Illinois, respondent, v. Carmen Thomas Protano, petitioner). Leave to appeal, Appellate Court, Second District. 2-18-0971

 Petition for Leave to Appeal Denied.
- Catherine Overstreet, Indv., etc., respondent, v. Roy Strom Refuse Removal Service, Inc., etc., et al. (Maywood Transfer Company, etc., et al., petitioners). Leave to appeal, Appellate Court, First District. 1-19-0919

 Petition for Leave to Appeal Denied.
- 125070 People State of Illinois, respondent, v. Bednaco Harper, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2296 Petition for Leave to Appeal Denied.
- Clarice G. Schmidt, petitioner, v. Audrey L. Gaynor et al., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0426 Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.
- 125073 People State of Illinois, respondent, v. Djuan Thomas, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1749

 Petition for Leave to Appeal Denied.
- 125074 Bank of America, N.A., respondent, v. Simon Givens, Jr., petitioner. Leave to appeal, Appellate Court, First District. 1-18-1378

 Petition for Leave to Appeal Denied.
- 125078 People State of Illinois, respondent, v. Alvis Holley, petitioner. Leave to appeal, Appellate Court First District. 1-16-1326

 Petition for Leave to Appeal Denied.

- Gaidas-Daimid Funeral Directors, Ltd., respondent, v. Alliance Funeral Holdings, Inc., et al. (Albert Bobek, petitioner). Leave to appeal, Appellate Court, First District. 1-18-1689

 Petition for Leave to Appeal Denied.
- 125080 Michael Filimoniuk, petitioner, v. Michael Nilles et al., respondents. Leave to appeal, Appellate Court, First District. 1-17-3198 Petition for Leave to Appeal Denied.
- 125082 People State of Illinois, respondent, v. Danny A. Harris, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-16-0094 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Bradley M. Schlott, petitioner.
 Leave to appeal, Appellate Court, Third District. 3-16-0281
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Robert Kazluski, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-0713
 Petition for Leave to Appeal Denied.
- Matthew Goral et al., etc., respondents, v. Thomas J. Dart, etc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-18-1646
 Petition for Leave to Appeal Allowed.
- 125086 People State of Illinois, respondent, v. Varron Wilson, petitioner. Leave to appeal, Appellate Court, First District. 1-17-3114

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Max McCoy, petitioner. Leave to appeal, Appellate Court, First District. 1-16-0595
 Petition for Leave to Appeal Denied.
- 125091 People State of Illinois, petitioner, v. Joseph A. Hollahan, respondent. Leave to appeal, Appellate Court, Third District. 3-15-0556

 Petition for Leave to Appeal Allowed.

- 125092 People State of Illinois, respondent, v. Darian Christopher Thomas, petitioner. Leave to appeal, Appellate Court, Third District. 3-17-0172 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Jeremiah Riggs, petitioner.
 Leave to appeal, Appellate Court, Second District. 2-16-0991
 Petition for Leave to Appeal Denied.
- 125094 People State of Illinois, respondent, v. Gregory Nelson, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-16-0464 Petition for Leave to Appeal Denied.
- Peterson Plaza Preservation, L.P., et al., petitioners, v. The City of Chicago Department of Finance et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-1502

 Petition for Leave to Appeal Denied.
- 125098 Kurt Dreger, Indv., etc., respondent, v. Daniel P. Dolan, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0332 Petition for Leave to Appeal Denied.
- People State of Illinois, petitioner, v. Tyran S. Pruitte et al., respondents. Leave to appeal, Appellate Court, Third District. 3-18-0366, 3-18-0367

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Cesar G. Rojas-Figueroa, petitioner. Leave to appeal, Appellate Court, Second District. 2-17-0609
 Petition for Leave to Appeal Denied.
- Dana Muligano, petitioner, v. Village of Gurnee Civil Service Commission et al., etc., respondents. Leave to appeal, Appellate Court, Second District. 2-18-0808 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Eugene Moore, petitioner. Leave to appeal, Appellate Court, First District. 1-16-2198

 Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Carail Weeks, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0579
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Malcolm Wiggins, petitioner.
 Leave to appeal, Appellate Court, First District. 1-17-2321
 Petition for Leave to Appeal Denied.
- Pat Quinn et al., petitioners, v. The Board of Election Commissioners for the City of Chicago Electoral Board et al., respondents. Leave to Appeal. Appellate Court, First District. 1-19-0189

 Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Kato Ware, petitioner. Leave to Appeal, Appellate Court, First District. 1-16-0989
 Petition for Leave to Appeal Denied.
- 125108 People State of Illinois, respondent, v. D'Andrae Johnson, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0423 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Kanisha M. Lewis, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0302
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Derek Cisneroz, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-1399
 Petition for Leave to Appeal Denied.
- 125112 Jacqueline D. Starns, respondent, v. Brock Obenland, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-18-0469

 Petition for Leave to Appeal Denied.
- People State of Illinois, petitioner, v. Jermaine Smith, respondent.
 Leave to appeal, Appellate Court, Second District. 2-16-0620
 Petition for Leave to Appeal Denied.

- 125114 People State of Illinois, respondent, v. Dontrail M. Wright, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0200 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Alif Ali, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1670
 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Rasheed Casler, petitioner.
 Leave to appeal, Appellate Court, Fifth District. 5-16-0035
 Petition for Leave to Appeal Allowed.
- 125118 People State of Illinois, respondent, v. Telly C. Young, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0269

 Petition for Leave to Appeal Denied.
- 125120 Esad Livnjak, petitioner, v. Right Residential II Fund 2 LLC, et al., respondents. Leave to appeal, Appellate Court, First District. 1-18-1443 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Tarrus Buggs Jr., petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0022, 4-17-0023 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Ronald L. Wells Sr., petitioner.
 Leave to appeal, Appellate Court, Third District. 3-17-0468
 Petition for Leave to Appeal Denied.
- 125126 XL Specialty Insurance Company, respondent, v. Performance Aircraft Leasing, Inc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-1031

Petition for Leave to Appeal Denied.

- People State of Illinois, respondent, v. Gregory Owens, petitioner.
 Leave to appeal, Appellate Court, First District. 1-16-1537
 Petition for Leave to Appeal Denied.
- Anita Irvin, respondent, v. Southern Illinois Healthcare, etc., petitioner. Leave to appeal, Appellate Court, Fifth District. 5-17-0446

 Petition for Leave to Appeal Denied.
- 125129 People State of Illinois, respondent, v. Jeremiah Betts, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1536

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Andre Brown, petitioner. Leave to appeal, Appellate Court, First District. 1-16-1979
 Petition for Leave to Appeal Denied.
- Restore Construction Company, Inc., et al., respondents, v. The Board of Education of Proviso Township High Schools District 209, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1580 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Delargo L. Gullens, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-18-0483
 Petition for Leave to Appeal Denied.
- 125135 People State of Illinois, respondent, v. Tevonne Thomas, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-17-0124 Petition for Leave to Appeal Denied.
- 125136 People State of Illinois, respondent, v. Ronald Jarvis, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0244

 Petition for Leave to Appeal Denied.
- People State of Illinois, respondent, v. Lavertis Stewart, petitioner. Leave to appeal, Appellate Court, Second District. 2-16-0553

 Petition for Leave to Appeal Denied.

Kevin Shrake et al., respondents, v. The Rock Island County Treasurer et al., petitioner. Leave to appeal, Appellate Court, Third District. 3-18-0556

Petition for Leave to Appeal Denied.

- Lori G. Levin, etc., respondent, v. The Retirement Board of the County Employees' and Officers' Annuity and Benefit Fund of Cook County, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1167

 Petition for Leave to Appeal Allowed.
- People State of Illinois, respondent, v. Quinton Beasley, petitioner.
 Leave to appeal, Appellate Court, Fourth District. 4-17-0199
 Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, Fourth District, is directed to vacate its judgment in <u>People v. Beasley</u>, 2019 IL App (4th) 170199-U, and to remand the cause to the circuit court for a hearing in accordance with <u>People v. Krankel</u>, 102 III. 2d 181 (1984).

IN THE

SUPREME COURT

OF

THE STATE OF ILLINOIS

.....

(Docket No. 124719)

THE PEOPLE OF THE STATE OF ILLINOIS, Respondent, v. BILL LEE, Petitioner.

Filed September 25, 2019.

JUSTICE BURKE, dissenting:

OPINION

The order entered in this matter states that the petition for leave to appeal is "denied." From this, one would assume that a majority of this court has concluded that the petition does not meet the criteria for discretionary review under Illinois Supreme Court Rule 315 (eff. July 1, 2018) and has, therefore, voted to deny the petition. However, this is not the case. In fact, there is no majority: three justices have voted to allow the petition, three justices have voted to deny, and one justice is not participating.



SEP 2 5 2019

SUPREME COURT CLERK Petitions for leave to appeal are subject to the rule, under article VI, section 3, of the Illinois Constitution of 1970, that four concurring votes are necessary for a decision from this court. *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 575 (1998). Because, in this case, there are neither four votes to grant nor to deny the petition for leave to appeal, the appropriate disposition under our constitution is to dismiss the petition without decision. *Id.*; see also *Perlman v. First National Bank of Chicago*, 60 Ill. 2d 529 (1975). The court here makes no attempt to explain how, in the absence of four concurring votes to deny, its denial order comports with the constitution.

Further, the parties and the public have a right to be given accurate information about the cases before this court. By entering a denial order when there are not, in fact, four concurring votes to deny, this court's order is telling the parties and the public something that is not true. And this is not a purely academic matter. For example, a dismissal order from an evenly divided court in a criminal case will convey to the State or the defense bar that the issue presented is worth pursuing in future petitions where the recusing justice may be able to participate. That information is lost when an erroneous denial order is entered.

This is not the first time this court has entered an order denying a petition for leave to appeal despite the lack of four concurring votes to deny. Indeed, it is fair to say that this has become the recent practice of the court—one to which I have consistently objected. See *Continental Casualty Co. v. Hennessy Industries, Inc.* No. 124835 (Ill. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *Continental Casualty Co. v. Hennessy Industries, Inc.*, No. 124836 (Ill. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *People v. Ford*, No. 124583 (Ill. May 22, 2019) (denial order) (Burke, J., dissenting); *People v. Rodriguez*, No. 124715 (Ill. May 22, 2019) (Burke, J., dissenting); *People v. Perkins*, No. 123555 (Ill. Sept. 26, 2018) (denial order) (Burke, J., dissenting); *Johnson v. Pneumo Abex, LLC*, No. 123820 (Ill. Sept. 26, 2018) (denial order) (Burke, J., dissenting).

Notably, however, there have been other instances when the court has properly entered a dismissal order when there were not four concurring votes for a decision. For example, in *PHL*, the court dismissed a petition for leave to appeal rather than deny it because two justices had recused themselves and the court was not able to "secure the constitutionally required concurrence of four judges for a decision."

PHL, 181 Ill. 2d 575. And, recently, the court dismissed a full court motion¹ rather than deny it, noting that two justices had recused themselves and the court was unable to "secure the constitutionally required concurrence of four judges for a decision." *Chicago Public Media, Inc. v. Gaughan*, No. 123880 (Ill. Sept. 12, 2018) (dismissal order). The court has not reconciled these conflicting dispositions.

¶ 6

In sum, the denial order in this case is not supported by four concurring votes to deny and, therefore, does not accurately reflect the votes cast by the members of this court. Moreover, the order violates article VI, section 3, of the Illinois Constitution of 1970. These problems are easily corrected. To accurately reflect the votes cast, and to comply with our constitution, the court need only change the order from "deny" to "dismiss." Yet, the court declines to do so. I must, therefore, respectfully dissent.

¹Like petitions for leave to appeal, motions that are heard by the full court are subject to the constitutional rule that four concurring votes are necessary for a decision. See *Jackson v. Board of Election Commissioners*, 2012 IL 111928, ¶ 21.

IN THE

SUPREME COURT

OF

THE STATE OF ILLINOIS

(Docket No. 124835)

CONTINENTAL CASUALTY COMPANY *et al.*, v. HENNESSY INDUSTRIES, INC., *et al.*, Respondents (Continental Casualty Company, Petitioner).

Filed September 25, 2019.

JUSTICE BURKE, dissenting:

OPINION

The order entered in this matter states that the petition for leave to appeal is "denied." From this, one would assume that a majority of this court has concluded that the petition does not meet the criteria for discretionary review under Illinois Supreme Court Rule 315 (eff. July 1, 2018) and has, therefore, voted to deny the petition. However, this is not the case. In fact, there is no majority: three justices have voted to allow the petition, three justices have voted to deny, and one justice is not participating.

FILED

SEP 2 5 2019.

SUPREME COURT CLERK Petitions for leave to appeal are subject to the rule, under article VI, section 3, of the Illinois Constitution of 1970, that four concurring votes are necessary for a decision from this court. *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 575 (1998). Because, in this case, there are neither four votes to grant nor to deny the petition for leave to appeal, the appropriate disposition under our constitution is to dismiss the petition without decision. *Id.*; see also *Perlman v. First National Bank of Chicago*, 60 Ill. 2d 529 (1975). The court here makes no attempt to explain how, in the absence of four concurring votes to deny, its denial order comports with the constitution.

Further, the parties and the public have a right to be given accurate information about the cases before this court. By entering a denial order when there are not, in fact, four concurring votes to deny, this court's order is telling the parties and the public something that is not true. And this is not a purely academic matter. For example, a dismissal order from an evenly divided court in a criminal case will convey to the State or the defense bar that the issue presented is worth pursuing in future petitions where the recusing justice may be able to participate. That information is lost when an erroneous denial order is entered.

This is not the first time this court has entered an order denying a petition for leave to appeal despite the lack of four concurring votes to deny. Indeed, it is fair to say that this has become the recent practice of the court—one to which I have consistently objected. See *People v. Lee*, No. 124719 (III. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *Continental Casualty Co. v. Hennessy Industries, Inc.*, No. 124836 (III. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *People v. Ford*, No. 124583 (III. May 22, 2019) (denial order) (Burke, J., dissenting); *People v. Rodriguez*, No. 124715 (III. May 22, 2019) (Burke, J., dissenting); *People v. Perkins*, No. 123555 (III. Sept. 26, 2018) (denial order) (Burke, J., dissenting); *Johnson v. Pneumo Abex, LLC*, No. 123820 (III. Sept. 26, 2018) (denial order) (Burke, J., dissenting).

Notably, however, there have been other instances when the court has properly entered a dismissal order when there were not four concurring votes for a decision. For example, in *PHL*, the court dismissed a petition for leave to appeal rather than deny it because two justices had recused themselves and the court was not able to "secure the constitutionally required concurrence of four judges for a decision."

PHL, 181 Ill. 2d 575. And, recently, the court dismissed a full court motion¹ rather than deny it, noting that two justices had recused themselves and the court was unable to "secure the constitutionally required concurrence of four judges for a decision." *Chicago Public Media, Inc. v. Gaughan*, No. 123880 (Ill. Sept. 12, 2018) (dismissal order). No effort has been made by the court to reconcile these conflicting dispositions.

In sum, the denial order in this case is not supported by four concurring votes to deny and, therefore, does not accurately reflect the votes cast by the members of this court. Moreover, the order violates article VI, section 3, of the Illinois Constitution of 1970. These problems are easily corrected. To accurately reflect the votes cast, and to comply with our constitution, the court need only change the order from "deny" to "dismiss." Yet, puzzlingly, the court declines to do so. I must,

therefore, respectfully dissent.

¹Like petitions for leave to appeal, motions that are heard by the full court are subject to the constitutional rule that four concurring votes are necessary for a decision. See *Jackson v. Board of Election Commissioners*, 2012 IL 111928, ¶ 21.

IN THE

SUPREME COURT

OF

THE STATE OF ILLINOIS

(Docket No. 124836)

CONTINENTAL CASUALTY COMPANY *et al.*, Respondents, v. HENNESSY INDUSTRIES, INC., *et al.* (Allstate Insurance Company, Petitioner).

Filed September 25, 2019.

JUSTICE BURKE, dissenting:

OPINION

The order entered in this matter states that the petition for leave to appeal is "denied." From this, one would assume that a majority of this court has concluded that the petition does not meet the criteria for discretionary review under Illinois Supreme Court Rule 315 (eff. July 1, 2018) and has, therefore, voted to deny the petition. However, this is not the case. In fact, there is no majority: three justices have voted to deny the petition, two justices have voted to allow, one justice has voted to "hold" the petition, and one justice is not participating.



SEP 25 2019

SUPREME COURT CLERK Petitions for leave to appeal are subject to the rule, under article VI, section 3, of the Illinois Constitution of 1970, that four concurring votes are necessary for a decision from this court. *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 575 (1998). Because, in this case, there are neither four votes to grant nor to deny the petition for leave to appeal, the appropriate disposition under our constitution is to dismiss the petition without decision. *Id.*; see also *Perlman v. First National Bank of Chicago*, 60 Ill. 2d 529 (1975). The court here makes no attempt to explain how, in the absence of four concurring votes to deny, its denial order comports with the constitution.

Further, the parties and the public have a right to be given accurate information about the cases before this court. By entering a denial order when there are not, in fact, four concurring votes to deny, this court's order is telling the parties and the public something that is not true. And this is not a purely academic matter. For example, a dismissal order from an evenly divided court in a criminal case will convey to the State or the defense bar that the issue presented is worth pursuing in future petitions where the recusing justice may be able to participate. That information is lost when an erroneous denial order is entered.

This is not the first time this court has entered an order denying a petition for leave to appeal despite the lack of four concurring votes to deny. Indeed, it is fair to say that this has become the recent practice of the court—one to which I have consistently objected. See *People v. Lee*, No. 124719 (Ill. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *Continental Casualty Co. v. Hennessy Industries, Inc.*, No. 124835 (Ill. Sept. 25, 2019) (denial order) (Burke, J., dissenting); *People v. Ford*, No. 124583 (Ill. May 22, 2019) (denial order) (Burke, J., dissenting); *People v. Rodriguez*, No. 124715 (Ill. May 22, 2019) (Burke, J., dissenting); *People v. Perkins*, No. 123555 (Ill. Sept. 26, 2018) (denial order) (Burke, J., dissenting); *Johnson v. Pneumo Abex, LLC*, No. 123820 (Ill. Sept. 26, 2018) (denial order) (Burke, J., dissenting).

Notably, however, there have been other instances when the court has properly entered a dismissal order when there were not four concurring votes for a decision. For example, in *PHL*, the court dismissed a petition for leave to appeal rather than deny it because two justices had recused themselves and the court was not able to "secure the constitutionally required concurrence of four judges for a decision."

PHL, 181 III. 2d 575. And, recently, the court dismissed a full court motion¹ rather than deny it, noting that two justices had recused themselves and the court was unable to "secure the constitutionally required concurrence of four judges for a decision." *Chicago Public Media, Inc. v. Gaughan*, No. 123880 (III. Sept. 12, 2018) (dismissal order). The court has not reconciled these conflicting dispositions.

¶ 6

In sum, the denial order in this case is not supported by four concurring votes to deny and, therefore, does not accurately reflect the votes cast by the members of this court. Moreover, the order violates article VI, section 3, of the Illinois Constitution of 1970. These problems are easily corrected. To accurately reflect the votes cast, and to comply with our constitution, the court need only change the order from "deny" to "dismiss." Yet, the court declines to do so. I must, therefore, respectfully dissent.

¹Like petitions for leave to appeal, motions that are heard by the full court are subject to the constitutional rule that four concurring votes are necessary for a decision. See *Jackson v. Board of Election Commissioners*, 2012 IL 111928, ¶ 21.