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SHORT RECORD Appeal No. 19-1553 Filed 3/27/19

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

Mark Janus,)
Plaintiff,) No. 1:15-CV-01235
V.) Judge Robert W. Gettleman
American Federation of State, County, and Municipal Employees, Council 31, et al.,) Magistrate Daniel G. Martin
Defendants,)
Kwame Raoul, Attorney General of the State of Illinois,)))
Intervenor-Defendant.)

PLAINTIFF'S NOTICE OF APPEAL

NOTICE is hereby given that Plaintiff-Appellant Mark Janus appeals to the United States Court of Appeals for the Seventh Circuit the District Court's March 18, 2019 Memorandum Opinion and Order (ECF No. 190) and Judgment (ECF No. 191).

Dated: March 27, 2019 Respectfully submitted,

MARK JANUS

By: William L. Messenger One of Plaintiff's Attorneys (1 of 52)

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CERTIFICATE OF SERVICE

The undersigned attorney states that on this 27th day of March, 2019, he caused a true and correct copy of the foregoing Plaintiff's Notice of Appeal to be electronically filed with the Clerk of the Court using the CM/ECF system, to which all parties' counsel of record are registered users.

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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

MARK JANUS,	
Plaintiff,) Case No. 15 C 1235
v. AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL-CIO, et al.,	Judge Robert W. Gettleman))
Defendants,)
LISA MADIGAN, Attorney General of the State of ILLINOIS,)))
Intervenor-Defendant.)

MEMORANDUM OPINION AND ORDER

Plaintiffs Mark Janus and Brian Trygg brought a second amended complaint against defendants American Federal of State, County and Municipal Employees, Council 31 ("AFSCME"), the General Teamsters/Professional & Technical Employees Local Union 916 ("Local 916"), and Michael Hoffman in his official capacity as Director of the Illinois Department of Central Management Services, alleging that plaintiffs were unconstitutionally being forced to pay compulsory union fees ("fair-share fees") to the defendant Unions as a condition of their employment pursuant to Illinois' Public Labor Relations Act ("IPLRA"), 5 ILCS 315/6. They sought a declaratory judgment against the Director of Central Management Services and the Unions declaring that forcing plaintiffs to pay fair-share fees violates the First Amendment; an injunction prohibiting defendants from collecting such fees in the future; and damages from the Unions for the fees wrongfully collected.

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This court granted defendants' motion to dismiss, concluding that the Supreme Court had held that such fees were lawful in Abood v. Detroit Board of Education, 431 U.S. 209 (1977).

Plaintiffs had argued that Abood was wrongfully decided but recognized that it was the current law and controlling on this court. The Seventh Circuit affirmed as to Janus, agreeing that the case was controlled by Abood, which only the Supreme Court could overrule. Janus v.

AFSCME Council 31, 851 F.3d 746, 747 (7th Cir. 2017). As to plaintiff Trygg, the court affirmed on a separate ground on claim preclusion. Id. at 748. Janus (but not Trygg) sought certiorari, asking the Supreme Court to overrule Abood. In a 5 to 4 decision, the Court did just that, holding that "States and public-sector unions may no longer extract agency fees from nonconsenting employees." Janus v. AFSCME Council 31, __ U.S. __, 138 S.Ct. 2448, 2486 (2018). The Court did not order any specific relief, instead remanding for further proceedings consistent with its opinion. Id. Immediately after that decision was issued, AFCME stopped collecting fair-share fees; and at this time Janus is no longer employed by the State of Illinois.

The parties agree that the lone issue remaining before this court is whether plaintiff Janus can collect damages from AFSCME in the amount of the fair-share fees he had paid prior to the Court's decision. The material facts are not in dispute and the parties have filed cross-motions for summary judgment. For the reasons discussed below, defendant AFSCME's motion [Doc. 175] is granted and plaintiff's motion [Doc. 177] is denied.

DISCUSSION

Defendant AFSCME argues that plaintiff's claim for retrospective damages under 42 U.S.C. § 1983 fails as a matter of law because defendant has a "good-faith" defense for the fees it collected prior to the Supreme Court's decision in the instant case. There can be no doubt that

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for the 41 years prior to the Court's decision, unions such as defendant were permitted to collect fair-share fees. See Abood, 431 U.S. 209. Based on Abood, Illinois enacted the IPLRA which authorized the collection of such fees. Defendant AFSCME entered into a collective bargaining agreement ("CBA") with the Department of Central Management Services pursuant to this valid statue and collected the fees at issue. In contrast, plaintiff claims that "good-faith" is not a defense to a deprivation of First Amendment rights or to liability under § 1983.

Plaintiffs' § 1983 claims is brought in accord with <u>Lugar v. Admondson Oil Co. Inc.</u>, 457 U.S. 922, 932-37 (1982), in which the Supreme Court held that private defendants invoking a state-created attachment statute act under color of law within the meaning of § 1983 if their actions are fairly attributable to the State. To satisfy this requirement, two conditions must be met. First, the "deprivation must be caused by the exercise of some right or privilege created by the State or by a rule of conduct imposed by the State or by a person for whom the State is responsible." <u>Id.</u> at 937. "Second, the private party must have 'acted together with or . . . obtain significant aid from State officials' or engaged in conduct 'otherwise chargeable to the State." <u>Wyatt v. Cole</u>, 504 U.S. 158, 162 (1992) (quoting <u>Lugar</u>, 457 U.S. at 937). <u>Lugar</u> specifically left open the question whether private defendants charged with § 1983 liability for invoking a state statute later declared unconstitutional are entitled to qualified immunity. <u>Lugar</u>, 457 U.S. at 942, n. 23.

In <u>Wyatt</u>, the Court answered that question in the negative, holding that qualified immunity "acts to safeguard government, and thereby protects the public at large, not to benefit its agents," rationales that "are not transferable to private parties." <u>Wyatt</u>, 504 U.S. at 168. The <u>Wyatt</u> court specifically noted, however, that the issued before it was very narrow: "whether private persons,

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who conspire with state officials to violate constitutional rights, have available the good-faith immunity applicable to public officials." Id. at 168. The Court specifically noted that "[i]n so holding, however, we do not foreclose the possibility that private defendants faced with § 1983 liability under [Lugar] . . . could be entitled to an affirmative defense based on good-faith and/or probable cause or that § 1983 suits against private, rather than governmental, parties could require plaintiffs to carry additional burdens." Id. at 169.

On remand, the Fifth Circuit noted that the five concurring and dissenting justices in Wyatt all indicated "support for a standard that would relieve private parties who reasonably relied on a state's statute of liability." Wyatt v. Cole, 994 F.3d 1113, 1118 (5th Cir. 1993). It thus held that "private defendants sued on the basis of Lugar may be held liable for damages for under § 1983 only if they fail to act in good-faith in invoking the unconstitutional state procedure, that is, if they either knew or should have known that the statute upon which they relied was unconstitutional." Id.

The Fifth Circuit is not alone. Indeed, as Judge Shah of this district noted in a case almost identical to the instant case, although the Seventh Circuit has not yet addressed the issue, "[e]very federal appellate court that has considered the good-faith defense, though, has found that it exists for private parties." Winner v. Rauner, 2016 WL 7374258, *5 (N.D. Ill. Sept. 20, 2016) (citing Pinsky v. Duncan, 79 F.3d 306, 311-12 (2d Cir. 1996); Jordan v. Fox, Rothschild, O'Brien & Frankel, 20 F.3d 1250, 1275-78 (3d Cir. 1994); Wyatt, 994 F.2d 1118-21; Vector Research, Inc. v. Howard & Howard Attorneys, P.C., 76 F.3d 692, 698-99 (6th Cir. 1996); Clemente v. City of Glendale, 518 F.3d 1090, 1096-97 (9th Cir. 2008)).

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Plaintiff argues that even if a good-faith defense applies, it is available only if state of mind could be an element of defense to the alleged deprivation of constitutional rights. And, according to plaintiff, no such state of mind is required to establish that defendant deprived plaintiff of his First Amendment rights.

The court disagrees. As defendants argue, the relevant question for a good-faith defense is not the nature of the particular statute on which the defendant relied, but whether that reliance was in good faith. As the Fifth Circuit held, that depends on whether the defendant knew or should have known that the statute on which the defendant relied was unconstitutional. Wyatt, 994 F.3d at 1118.

In the instant case, the statute on which defendant relied had been considered constitutional for 41 years. It is true, as plaintiff argues, that in Harris v. Quinn, 134 S.Ct. 2618 (2014), the Court found that collection of compulsory fair-share fees from in-home-care personal assistants who were not full-fledged public employees, was unconstitutional, but left for another day whether About remained good law. Plaintiffs argue that, as the Janus court stated, "unions have been on notice for years regarding this Court's misgivings about [Abood]," and that "any public-sector union seeking an agency fee provision in a collective-bargaining agreement must have understood that the constitutionality of such a provision was uncertain." Janus, 138 S.Ct. at 2484.

Despite these statements in Janus, prior to the instant case Abood remained the law of the land. And, despite these statements, there was no way for defendant to predict the resolution of this case. Indeed, had the general and/or presidential election resulted differently, the composition of the Supreme Court that decided the case may well have been different, leading to a different result. As Judge Shah noted in Winner, "even the clarity of hindsight is not

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persuasive that the constitutional resolution [...] could be predicted with assurance sufficient to undermine [...] reliance on [the challenged law]." Winner, 2016 WL 7374258 at *5 (quoting Lemon v. Kurtzman, 411 U.S. 192, 207 (1973)). Defendants' action were in accord with a constitutionally valid state statute. Nothing presented by plaintiff prevents application of that defense to defendant AFSCME. Defendant AFSCME followed the law and could not reasonably anticipate that the law would change. Consequently, the court concludes that the good faith defense applies, and plaintiff is not entitled to any damages. See Danielson v.

AFSCME Council 28, 340 F.Supp.3d 1083, 1087 (W.D. Wash. 2018); Cook v. Brown, 2019 WL 982384 (D. Or. Feb 28, 2019); Carey v. Inslee, 2019 WL 1115259 (W.D. Wash. Mar. 11, 2019).

CONCLUSION

For the reasons described above, defendant's motion for summary judgment [Doc. 175] is granted. Plaintiff's motion for summary judgment [Doc. 177] is denied.

ENTER: March 18, 2019

United States District Judge

ILND 450 (R.C. aloe) 1:11/25-ea/4-01:2136:110-ocument #: 195 Filed: 03/27/19 Page 10 of 49 PageID #:3371

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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

MARK JANUS,	
Plaintiff(s),	
v.	Case No. 15 cv 1235 Judge Robert W. Gettleman
AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 31, et al.	
Defendant(s).	
JUDGMENT	IN A CIVIL CASE
Judgment is hereby entered (check appropriate box):	
in favor of plaintiff(s) and against defendant(s) in the amount of \$,	
which includes predoes not include pre	judgment interest. –judgment interest.
Post-judgment interest accrues on that amount	at the rate provided by law from the date of this judgment.
Plaintiff(s) shall recover costs from defendant	(s).
in favor of defendant(s) AMER MUNICIPAL EMPLOYEES, COUNCIL 31 and against plaintiff(s) MARK JANUS Defendant(s) shall recover costs from plaintiff	
other:	
This action was (check one):	
☐ tried by a jury with Judge presiding, and the ju☐ tried by Judge without a jury and the above de ☐ decided by Judge Robert W. Gettleman on a motion	
Date: 3/18/2019	Thomas G. Bruton, Clerk of Court

Claire E. Newman, Deputy Clerk

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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

Mark Janus,)
Plaintiff,) No. 1:15-CV-01235
v.) Judge Robert W. Gettleman
American Federation of State, County, and Municipal Employees, Council 31, et al.,) Magistrate Daniel G. Martin
Defendant,)
Kwame Raoul, Attorney General of the State of Illinois,)))
Intervenor-Defendant.)

PLAINTIFF'S DOCKETING STATEMENT

Plaintiff-Appellant Mark Janus hereby submits this docketing statement pursuant to Seventh Circuit Rule of Appellate Procedure 3(c).

Jurisdictional Statement: The United States District Court for the Northern District of Illinois had jurisdiction over this case pursuant to: 28 U.S.C. § 1331, because it arises under the First and Fourteenth Amendments to the United States Constitution; and 28 U.S.C. § 1343, because relief is sought under 42 U.S.C. § 1983.

On March 27, 2019, Plaintiff-Appellant Mark Janus filed a timely notice of appeal of the District Court's March 18, 2019 Memorandum Opinion and Order (ECF No. 190) and Judgment (ECF No. 191). The United States Court of Appeals for the Seventh Circuit has appellate jurisdiction over this case pursuant to 28 U.S.C. § 1291.

Prior or Related Appellate Proceedings: The Seventh Circuit adjudicated a prior appeal in this case in Janus v. AFSCME Council 31, No. 16-3638. The Seventh

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Circuit's judgment in that appeal was subsequently reversed by the Supreme Court in Janus v. AFSCME Council 31, 138 S. Ct. 2448 (2018). The Seventh Circuit then, in turn, remanded the case back to the district court. See Order, ECF No. 48, Janus v. AFSCME Council 31, 16-3638 (7th Cir. Sept. 24, 2018).

Current Identities of Parties Named in Official Capacities: Janel L. Forde in her official capacity as Director of Illinois Department of Central Management and Kwame Raoul in his official capacity as Attorney General of the State of Illinois.

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Dated: March 27, 2019 Respectfully submitted,

MARK JANUS

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CERTIFICATE OF SERVICE

The undersigned attorney states that on this 27th day of March, 2019, he caused a true and correct copy of the foregoing Plaintiff's Docketing Statement to be electronically filed with the Clerk of the Court using the CM/ECF system, to which all parties' counsel of record are registered users.

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United States District Court Northern District of Illinois - CM/ECF LIVE, Ver 6.2.2 (Chicago) CIVIL DOCKET FOR CASE #: 1:15-cv-01235 Internal Use Only

Rauner v. American Federation of State, County and Municipal

Employees, Council 31 et al

Assigned to: Honorable Robert W. Gettleman

Case in other court: 16-01466

Supreme Court, 16-03638

Cause: 28:1331 Federal Question

Date Filed: 02/09/2015
Date Terminated: 03/18/2019

Jury Demand: None

Nature of Suit: 442 Civil Rights: Jobs Jurisdiction: U.S. Government Plaintiff

Plaintiff

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Defendant

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Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County

TERMINATED: 06/01/2015

represented by **Alaine S. Williams**(See above for address)

PRO HAC VICE

ATTORNEY TO BE NOTICED

Amy L. Rosenberger

(See above for address)

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ATTORNEY TO BE NOTICED

Linda M. Martin (See above for address) ATTORNEY TO BE NOTICED

Defendant

Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705 TERMINATED: 06/01/2015 represented by Alaine S. Williams

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(See above for address)

PRO HAC VICE

ATTORNEY TO BE NOTICED

Emil Patrick Totonchi

Teamsters Local 705 1645 W. Jackson Blvd., 7th Floor Chicago, IL 60612 (312) 738-5264 Email: etotonchi@l705ibt.org ATTORNEY TO BE NOTICED

Linda M. Martin

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

General Teamsters, Professional & Technical Employees Local Union No. 916

represented by Carl R Draper

FeldmanWasser
1307 South Seventh St.
Springfield, IL 62703
(217) 544-3403
Email: cdraper@feldman-wasser.com
ATTORNEY TO BE NOTICED

Defendant

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International Union of Bakery, Confectionery and Tobacco Workers

TERMINATED: 06/01/2015

represented by Melissa J. Auerbach

(See above for address) *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Stephen Anthony Yokich

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

International Brotherhood of Boiler Makers-Iron Shipbuilders, Blacksmiths, Forgers, and Helpers TERMINATED: 06/01/2015

Defendant

Illinois State Bricklayers and Allied

Craftworkers

TERMINATED: 06/01/2015

represented by Margaret Ann Angelucci

Asher, Gittler, Greenfield, Cohen &

D'Alba

200 West Jackson Boulevard

Suite 720

Chicago, IL 60606 (312) 263-1500

Email: maa@ulaw.com

ATTORNEY TO BE NOTICED

Defendant

United Brotherhood of Carpenters and Joiners of America

Joiners of America

TERMINATED: 06/01/2015

on behalf of

Chicago Regional Council of Carpenters

on behalf of

Mid-Central Illinois Regional Council

on behalf of

St. Louis, Missouri District Council

represented by Terrance Bryan McGann

McGann, Ketterman & Rioux

111 East Wacker Drive

Suite 2600

Chicago, IL 60601

(312) 251-9700

Email: tmcgann@mkrlaborlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Gregory Nathan Freerksen

Whitfield McGann & Ketterman

111 East Wacker Drive

Suite 2600

Chicago, IL 60601

(312) 251-9700

Email: gfreerksen@wmklaborlaw.com

(Inactive)

ATTORNEY TO BE NOTICED

https://ecf.ilnd.circ7.dcn/cgi-bin/DktRpt.pl?776793799041774-L_1_0-1

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Karen M Rioux

McGann, Ketterman & Rioux 111 East Wacker Drive Suite 2600 Chicago, IL 60601

Chicago, IL 60601 (312)261-9700 Email: kriguy@mkrlabor

Email: krioux@mkrlaborlaw.com *ATTORNEY TO BE NOTICED*

Travis J. Ketterman

McGann, Ketterman & Rioux 111 East Wacker Drive

Suite 2600

Chicago, IL 60601 (312) 251-9700

Email: tketterman@mkrlaborlaw.com
ATTORNEY TO BE NOTICED

Defendant

International Brotherhood of Electrical Workers

TERMINATED: 06/01/2015

represented by Victoria L. Bor

Sherman, Dunn, Cohen, Leifer & Yellig

900 Seventh Street, NW

Suite 1000

Washington, DC 20001

(202) 785-9300

Email: bor@shermandunn.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Margaret Ann Angelucci

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Service Emplooyees International Union, Local 1, Fireman and Oilers Division

TERMINATED: 06/01/2015

represented by Robert E. Bloch

Dowd, Bloch, Bennett, Cervone, Auerbach

& Yokich

8 South Michigan Avenue

19th Floor

Chicago, IL 60603

(312) 372-1361

Email: efile@laboradvocates.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Ronald M. Willis

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d: 03/27/2019 Pages: 49 (24 of 52) Dowd, Bloch, Bennett, Cervone, Auerbach

& Yokich

8 South Michigan Avenue

19th Floor

Chicago, IL 60603 (312) 372-1361

Email: efile@laboradvocates.com ATTORNEY TO BE NOTICED

Defendant

International Union of United Food and

Commercial Workers

TERMINATED: 06/01/2015

represented by Jonathan D. Karmel

The Karmel Law Firm 221 North LaSalle Street

Suite 1550

Chicago, IL 60601 (312) 641-2910

Email: jon@karmellawfirm.com ATTORNEY TO BE NOTICED

Defendant

Laborers International Union of North

America

TERMINATED: 06/01/2015

represented by Joseph V Healy

Law Offices of Joseph V. Healy

419 N. Park Rd.

La Grange Park, IL 60526

(312) 841-1092

Email: joehealy51@gmail.com *ATTORNEY TO BE NOTICED*

Defendant

International Association of Machinist

and Aerospace Workers

TERMINATED: 06/01/2015

represented by Joel Abbott D'Alba

Asher, Gittler, & D'Alba, Ltd. 200 West Jackson Boulevard

Suite 720

Chicago, IL 60606 (312) 263-1500

Email: jad@ulaw.com LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

International Union of Operating

Engineers

TERMINATED: 06/01/2015

represented by Brian Anthony Powers

International Union Of Operating

Engineers

1125 17th Street, Nw Washington, DC 20036

(202) 778-2675

Email: bpowers@iuoe.org

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PRO HAC VICE

ATTORNEY TO BE NOTICED

Martin Phillip Barr

332 S. Michigan Ave., Suite 1032-B14 Chicago, IL 60604-4434 (312) 636-5692 Email: barrlaborlawyer@gmail.com

ATTORNEY TO BE NOTICED

William A. Widmer, III

McGann Ketterman & Rioux 111 East Wacker Drive **Suite 2600** Chicago, IL 60601 (312) 251-9700 Email: wwidmer@mkrlaborlaw.com

ATTORNEY TO BE NOTICED

Defendant

International Union of Painters and Allied Trades

TERMINATED: 06/01/2015

represented by John Joseph Toomey

Arnold and Kadjan, LLP 35 E. Wacker Drive Suite 600

Chicago, IL 60601 (312) 236-0415

Email: jtoomey100@hotmail.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada

TERMINATED: 06/01/2015

represented by Joseph Edward Mallon

Johnson & Krol, LLC 311 S. Wacker Drive. **Suite 1050**

Chicago, IL 60606

(312) 372-5462

Email: mallon@johnsonkrol.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Francis Jude Martorana

O'donoghue & O'donoghue Llp 4748 Wisconsin Ave Nw Washington, DC 20016 (202) 362-0041

Email: fmartorana@odonoghuelaw.com

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PRO HAC VICE

ATTORNEY TO BE NOTICED

William P. Callinan

Johnson & Krol LLC 311 S. Wacker Drive **Suite 1050** Chicago, IL 60606

312 372 8587 Email: william@johnsonkrol.com

ATTORNEY TO BE NOTICED

Defendant

Metropolitan Alliance of Police, Chapter 294

TERMINATED: 06/01/2015

Defendant

International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART)

TERMINATED: 06/01/2015

represented by Joel Abbott D'Alba

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Illinois Nurses Association

TERMINATED: 06/01/2015

represented by Joshua M File

Katz, Friedman, Eagle, Eisenstein,

Johnson & Bareck

77 West Washington St.

20th Floor

Chicago, IL 60602

(312) 263-6330

Email: jfile@kfeej.com

ATTORNEY TO BE NOTICED

Stanley Eisenstein

Katz Friedman Eagle Eisenstein &

Johnson

77 West Washington Street

20th Floor

Chicago, IL 60602

(312) 263-6330

Email: seisenstein@kfeej.com ATTORNEY TO BE NOTICED

Defendant

3/27/2019, 2:30 PM 13 of 36

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Filed: 03/27/2019 Pages: 49 Case: 19-1553 Document: 1-1 (27 of 52)

Service Employees International Union, represented by Joel Abbott D'Alba

Local 73 (See above for address) TERMINATED: 06/01/2015 LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Daniel Zapata

Service Employees International Union,

Local 73

300 South Ashland Ave. Suite 400

Chicago, IL 60607 (312) 588-7488

Email: dzapata@seiu73.org ATTORNEY TO BE NOTICED

Defendant

Laborers International Union of North America-Illinois State Employees Association

TERMINATED: 06/01/2015

Defendant

Local 2002 and the Southern and Central Illinois Laborers' District

Council

TERMINATED: 06/01/2015

represented by Ellen Josephine Schanzle-haskins

Midwest Laborers International Union 1 N. Old State Capitol Plaza, Suite 525

Springfield, IL 62701 (217) 836-2003 Email: eschanzle-

haskins@midwestlaborers.org ATTORNEY TO BE NOTICED

Defendant

Illinois Federation of Public Employees,

Local 4408, AFT/IFT

TERMINATED: 06/01/2015

represented by Melissa J. Auerbach

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Stephen Anthony Yokich

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Illinois Federation of Teachers, AFL-

CIO Local #919

TERMINATED: 06/01/2015

represented by Melissa J. Auerbach

(See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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Stephen Anthony Yokich (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Defendant

Conservation Police Lodge, IL PBPA

TERMINATED: 06/01/2015

represented by Joel Abbott D'Alba

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

IL Fraternal Order of Police - Labor

Council

TERMINATED: 06/01/2015

represented by John Robert Roche, Jr.

Illinois Fraternal Order of Police Labor

Council

5600 South Wolf Road

Suite 120

Western Springs, IL 60558-2268

708 784 1010

Email: jroche@fop.org

ATTORNEY TO BE NOTICED

Tamara Lynn Cummings

Illinois Fraternal Order of Police Labor

Council

5600 South Wolf Rd

Suite 120

Western Springs, IL 60558-2268

(708) 784-1010

Email: tcummings@fop.org

ATTORNEY TO BE NOTICED

Defendant

Troopers Lodge No. 41, FOP

TERMINATED: 06/01/2015

represented by Joel Abbott D'Alba

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Tom Tyrrell

Director of the Illinois Department of Central Management Services, in his

official capacity

TERMINATED: 07/21/2016

represented by Richard Scott Huszagh

Office of the Attorney General 100 West Randolph Street

Chicago, IL 60601 (312) 814-2587

Email: rhuszagh@atg.state.il.us

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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Gary Steven Caplan

Office of Illinois Attorney General 100 West Randolph Street Chicago, IL 60601 (312) 814-5661 Email: gcaplan@atg.state.il.us ATTORNEY TO BE NOTICED

Defendant

Michael Hoffman

Director of the Illinois Department of Central Management Services, in his official capacity

Service List

represented by Bridget O'connor

Int'l Union Bricklayers & Allied Craftworkers 620 F Street, N.w. Washington, DC 20004 (202) 383-3156 Email: boconnor@bacweb.org PRO HAC VICE ATTORNEY TO BE NOTICED

John Robert Roche, Jr.

(See above for address)

ATTORNEY TO BE NOTICED

Tamara Lynn Cummings

Illinois Fraternal Order of Police Labor Council 5600 South Wolf Rd Suite 120 Western Springs, IL 60558-2268 (708) 784-1010 Email: tcummings@fop.org ATTORNEY TO BE NOTICED

V.

Intervenor

Lisa Madigan

Attorney General of the State of Illinois,

represented by Gary Steven Caplan

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

https://ecf.ilnd.circ7.dcn/cgi-bin/DktRpt.pl?776793799041774-L_1_0-1

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Case: 19-1553 Document: 1-1 Filed: 03/27/2019 Pages: 49 (30 of 52)

R. Douglas Rees

Office of the Illinois Attorney General 100 W. Randolph Street 12th Floor Chicago, IL 60601 (312) 814-3498

Email: drees@atg.state.il.us ATTORNEY TO BE NOTICED

Richard Scott Huszagh

(See above for address)

ATTORNEY TO BE NOTICED

Intervenor

People of the State of Illinois

TERMINATED: 06/01/2015

represented by Gary Steven Caplan

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

R. Douglas Rees

(See above for address)

ATTORNEY TO BE NOTICED

Richard Scott Huszagh

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/09/2015	1	COMPLAINT <i>for Declaratory Judgment</i> filed by Bruce Rauner; Filing fee \$ 400, receipt number 0752-10326844.(Murashko, Dennis) (Entered: 02/09/2015)
02/09/2015	<u>2</u>	CIVIL Cover Sheet (Murashko, Dennis) (Entered: 02/09/2015)
02/09/2015	3	ATTORNEY Appearance for Plaintiff Bruce Rauner by Dennis Murashko (Murashko, Dennis) (Entered: 02/09/2015)
02/09/2015		CASE ASSIGNED to the Honorable Robert W. Gettleman. Designated as Magistrate Judge the Honorable Daniel G. Martin. (dc,) (Entered: 02/09/2015)
02/24/2015		SUMMONS Issued as to Defendants American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Conservation Police Lodge, IL PBPA, General Teamsters, Professional & Technical Employees Local Union No. 916, IL Fraternal Order of Police - Labor Council, Illinois Federation of Teachers, AFL-CIO Local #919, Illinois Nurses Association, Illinois State Bricklayers and Allied Craftworkers, International Association of Machinist and Aerospace Workers, International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART), International Brotherhood of Boiler Makers-

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	Case: 19-15	Iron Shipbuilders, Blacksmiths, Forgers, and Helpers, International Brotherhood of Electrical Workers, International Federation of Public Employees, Local 4408, AFT/IFT, International Union of Bakery, Confectionery and Tobacco Workers, International Union of Operating Engineers, International Union of Painters and Allied Trades, International Union of United Food and Commercial Workers, Laborers International Union of North America, Laborers International Union of North America, Laborers International Union of North America-Illinois State Employees Association, Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, Local 2002 and the Southern and Central Illinois Laborers' District Council, Metropolitan Alliance of Police, Chapter 294, Service Employees International Union, Local 1, Fireman and Oilers Division, Service Employees International Union, Local 73, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County, Troopers Lodge No. 41, FOP, United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada, United Brotherhood of Carpenters and Joiners of America (pg.) (Entered: 02/24/2015)
02/24/2015	4	ATTORNEY Appearance for Plaintiff Bruce Rauner by Philip S. Beck (Beck, Philip) (Entered: 02/24/2015)
02/24/2015	5	ATTORNEY Appearance for Plaintiff Bruce Rauner by Matthew Raymond Ford (Ford, Matthew) (Entered: 02/24/2015)
02/25/2015	6	ATTORNEY Appearance for Plaintiff Bruce Rauner by Rebecca Taylor Horwitz (Horwitz, Rebecca) (Entered: 02/25/2015)
02/25/2015		SUMMONS Issued as to Defendant International Brotherhood of Boiler Makers-Iron Shipbuilders, Blacksmiths, Forgers, and Helpers (pg,) (Entered: 02/25/2015)
02/26/2015		SUMMONS Issued as to Defendant International Union of Operating Engineers (pg,) (Entered: 02/26/2015)
02/27/2015	7	REQUEST for Clerk of Court to refund filing fee in the amount of \$400.00, receipt no. 0752-10326781, regarding complaint <u>1</u> by Plaintiff Bruce Rauner (Ford, Matthew) (Entered: 02/27/2015)
03/02/2015	8	ATTORNEY Appearance for Defendant Illinois Nurses Association by Stanley Eisenstein (Eisenstein, Stanley) (Entered: 03/02/2015)
03/02/2015	9	ATTORNEY Appearance for Defendant Illinois Nurses Association by Joshua M File (File, Joshua) (Entered: 03/02/2015)
03/02/2015	10	ATTORNEY Appearance for Defendant United Brotherhood of Carpenters and Joiners of America by Terrance Bryan McGann (McGann, Terrance) (Entered: 03/02/2015)
03/02/2015	11	ATTORNEY Appearance for Defendant United Brotherhood of Carpenters and Joiners of America by Travis J. Ketterman (Ketterman, Travis) (Entered: 03/02/2015)

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03/02/2015	ise: 19-15 <u>12</u>	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (32 of ATTORNEY Appearance for Defendant United Brotherhood of Carpenters and Joiners of America by Karen M Rioux (Rioux, Karen) (Entered: 03/02/2015)
03/02/2015	13	ATTORNEY Appearance for Defendant United Brotherhood of Carpenters and Joiners of America by Gregory Nathan Freerksen (Freerksen, Gregory) (Entered: 03/02/2015)
03/02/2015	<u>14</u>	ATTORNEY Appearance for Defendant Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705 by Emil Patrick Totonchi (Totonchi, Emil) (Entered: 03/02/2015)
03/02/2015	<u>15</u>	ATTORNEY Appearance for Defendant International Union of Operating Engineers by Martin Phillip Barr (Barr, Martin) (Entered: 03/02/2015)
03/02/2015	<u>16</u>	ATTORNEY Appearance for Defendant International Union of Operating Engineers by William A. Widmer, III (Widmer, William) (Entered: 03/02/2015)
03/03/2015	<u>17</u>	ATTORNEY Appearance for Defendant Service Employees International Union, Local 73 by Daniel Zapata (Zapata, Daniel) (Entered: 03/03/2015)
03/03/2015	<u>18</u>	ATTORNEY Appearance for Defendant Service Employees International Union, Local 73 by Daniel Zapata <i>corrected</i> (Zapata, Daniel) (Entered: 03/03/2015)
03/03/2015	<u>19</u>	ATTORNEY Appearance for Defendants American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Illinois Federation of Teachers, AFL-CIO Local #919, International Federation of Public Employees, Local 4408, AFT/IFT, International Union of Bakery, Confectionery and Tobacco Workers by Stephen Anthony Yokich (Yokich, Stephen) (Entered: 03/03/2015)
03/03/2015	<u>20</u>	ATTORNEY Appearance for Defendants American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Illinois Federation of Teachers, AFL-CIO Local #919, International Federation of Public Employees, Local 4408, AFT/IFT, International Union of Bakery, Confectionery and Tobacco Workers by Melissa J. Auerbach (Auerbach, Melissa) (Entered: 03/03/2015)
03/04/2015	<u>21</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10403595. (Attachments: # 1 Exhibit certificate of good standing) (O'connor, Bridget) (Entered: 03/04/2015)
03/04/2015	<u>22</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10403918. (Bor, Victoria) (Entered: 03/04/2015)
03/04/2015	23	ATTORNEY Appearance for Defendant International Union of United Food and Commercial Workers by Jonathan D. Karmel (Karmel, Jonathan) (Entered: 03/04/2015)
03/04/2015	<u>24</u>	ATTORNEY Appearance for Defendant International Union of Painters and Allied Trades by John Joseph Toomey (Toomey, John) (Entered: 03/04/2015)

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03/04/2015	ase: 19-15 <u>25</u>	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (33 of ATTORNEY Appearance for Defendant Local 2002 and the Southern and Central Illinois Laborers' District Council by Ellen Josephine Schanzle-haskins 2473518 (Schanzle-haskins, Ellen) (Entered: 03/04/2015)
03/04/2015	<u>26</u>	ATTORNEY Appearance for Defendant International Brotherhood of Electrical Workers by Margaret Ann Angelucci <i>AS LOCAL COUNSEL</i> (Angelucci, Margaret) (Entered: 03/04/2015)
03/04/2015	<u>27</u>	ATTORNEY Appearance for Defendant Illinois State Bricklayers and Allied Craftworkers by Margaret Ann Angelucci <i>AS LOCAL COUNSEL</i> (Angelucci, Margaret) (Entered: 03/04/2015)
03/04/2015	<u>28</u>	ATTORNEY Appearance for Defendant Troopers Lodge No. 41, FOP by Joel Abbott D'Alba (D'Alba, Joel) (Entered: 03/04/2015)
03/04/2015	<u>29</u>	ATTORNEY Appearance for Defendant Conservation Police Lodge, IL PBPA by Joel Abbott D'Alba (D'Alba, Joel) (Entered: 03/04/2015)
03/04/2015	30	ATTORNEY Appearance for Defendant Service Employees International Union, Local 73 by Joel Abbott D'Alba (D'Alba, Joel) (Entered: 03/04/2015)
03/04/2015	31	ATTORNEY Appearance for Defendant International Association of Machinist and Aerospace Workers by Joel Abbott D'Alba (D'Alba, Joel) (Entered: 03/04/2015)
03/05/2015	32	ATTORNEY Appearance for Defendants Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County by Linda M. Martin (Martin, Linda) (Entered: 03/05/2015)
03/05/2015	33	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10409136. <i>Application of Alaine S. Williams</i> (Martin, Linda) (Entered: 03/05/2015)
03/05/2015	34	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10409188. <i>Application of Amy L. Rosenberger</i> (Martin, Linda) (Entered: 03/05/2015)
03/05/2015	<u>35</u>	ATTORNEY Appearance for Defendant Laborers International Union of North America by Joseph V Healy (Healy, Joseph) (Entered: 03/05/2015)
03/05/2015	<u>36</u>	ATTORNEY Appearance for Defendant Laborers International Union of North America by Joseph V Healy <i>Corrected Appearance</i> (Healy, Joseph) (Entered: 03/05/2015)
03/05/2015	<u>37</u>	ATTORNEY Appearance for Defendant Service Emplooyees International Union, Local 1, Fireman and Oilers Division by Robert E. Bloch (Attachments: # 1 Certificate of Service)(Bloch, Robert) (Entered: 03/05/2015)
03/05/2015	38	ATTORNEY Appearance for Defendant Service Emplooyees International Union, Local 1, Fireman and Oilers Division by Ronald M. Willis

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	Case: 19-15	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (34 of (Attachments: # 1 Certificate of Service)(Willis, Ronald) (Entered: 03/05/2015)
03/05/2015	39	ATTORNEY Appearance for Defendant General Teamsters, Professional & Technical Employees Local Union No. 916 by Carl R Draper (Draper, Carl) (Entered: 03/05/2015)
03/05/2015	40	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM, <i>Lack of Federal Subject Matter Jurisdiction, and Lack of Standing</i> (Yokich, Stephen) (Modified by the Clerk's Office on 3/6/2015) (rm,). (Entered: 03/05/2015)
03/05/2015	41	NOTICE of Motion by Stephen Anthony Yokich for presentment of Motion to Dismiss for Failure to State a Claim <u>40</u> before Honorable Robert W. Gettleman on 3/10/2015 at 09:15 AM. (Yokich, Stephen) (Entered: 03/05/2015)
03/05/2015	42	MEMORANDUM by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Conservation Police Lodge, IL PBPA, General Teamsters, Professional & Technical Employees Local Union No. 916, IL Fraternal Order of Police - Labor Council, Illinois Federation of Teachers, AFL-CIO Local #919, Illinois Nurses Association, Illinois State Bricklayers and Allied Craftworkers, International Association of Machinist and Aerospace Workers, International Brotherhood of Electrical Workers, International Prederation of Public Employees, Local 4408, AFT/IFT, International Union of Bakery, Confectionery and Tobacco Workers, International Union of Operating Engineers, International Union of Painters and Allied Trades, International Union of North America, Laborers International Union of North America (Fox Valley) Including Teamsters Local 705, Local 2002 and the Southern and Central Illinois Laborers' District Council, Service Employees International Union, Local 1, Fireman and Oilers Division, Service Employees International Union, Local 73, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County, Troopers Lodge No. 41, FOP, United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada, United Brotherhood of Carpenters and Joiners of America in support of Motion to Dismiss for Failure to State a Claim 40 (Yokich, Stephen) (Entered: 03/05/2015)
03/05/2015		(Court only) ***Attorney Alaine S. Williams for Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, for Teamsters Downstate Illinois State Employee Negotiating Committee, and for Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County added. (tlm) (Entered: 03/09/2015)
03/05/2015		(Court only) ***Attorney Amy L. Rosenberger for Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, for Teamsters Downstate Illinois State Employee Negotiating Committee, and for Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County added. (tlm) (Entered: 03/09/2015)

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03/06/2015	Case: 19-15 <u>43</u>	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (35 of ATTORNEY Appearance for Defendant United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada by Joseph Edward Mallon (Mallon, Joseph) (Entered: 03/06/2015)
03/06/2015	<u>44</u>	ATTORNEY Appearance for Defendant United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada by William P. Callinan (Callinan, William) (Entered: 03/06/2015)
03/06/2015	<u>45</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10414461. (Martorana, Francis) (Entered: 03/06/2015)
03/06/2015	<u>46</u>	ATTORNEY Appearance for Defendant International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART) by Joel Abbott D'Alba (D'Alba, Joel) (Entered: 03/06/2015)
03/06/2015	125	ATTORNEY Appearance for Illinois Fraternal Order of Police Labor Council by Tamara Lynn Cummings (temporarily unavailable for docketing); Notice. (tlm) (Entered: 06/17/2015)
03/06/2015	<u>126</u>	ATTORNEY Appearance for Illinois Fraternal Order of Police Labor Council by John Robert Roche, Jr. (temporarily unavailable for docketing); Notice. (tlm) (Entered: 06/17/2015)
03/09/2015	<u>47</u>	MOTION for Leave to Appear Pro Hac Vice (Attachments: # 1 Notice of Filing Pro hac Vice Motion)(Powers, Brian) (Entered: 03/09/2015)
03/09/2015	48	ATTORNEY Appearance for Intervenor People Of The State Of Illinois by Gary Steven Caplan (Caplan, Gary) (Entered: 03/09/2015)
03/09/2015	49	ATTORNEY Appearance for Intervenor People Of The State Of Illinois by R. Douglas Rees (Rees, R.) (Entered: 03/09/2015)
03/09/2015	<u>50</u>	ATTORNEY Appearance for Intervenor People Of The State Of Illinois by Richard Scott Huszagh (Huszagh, Richard) (Entered: 03/09/2015)
03/09/2015	<u>51</u>	MOTION by Intervenor People Of The State Of Illinois to intervene (Attachments: # 1 Proposed Motion to Dismiss, # 2 Memorandum of Law in Support of Proposed Motion to Dismiss)(Huszagh, Richard) (Entered: 03/09/2015)
03/09/2015	<u>52</u>	NOTICE of Motion by R. Douglas Rees for presentment of motion to intervene 51 before Honorable Robert W. Gettleman on 3/10/2015 at 09:15 AM. (Rees, R.) (Entered: 03/09/2015)
03/10/2015	<u>53</u>	MINUTE entry before the Honorable Robert W. Gettleman: Motion hearing held on 2/10/2015. Motion to intervene <u>51</u> is granted. Response to motion to dismiss is due by 3/31/2015. Replies are due by 4/14/2015. Briefs are to be confined to jurisdiction and standing and abstention issues and are to be limited to 30 pages. Status hearing is set for 5/14/2015 at 9:30 a.m. Mailed notice (gds) (Entered: 03/10/2015)
03/10/2015	<u>54</u>	MOTION by proposed People Of The State Of Illinois to dismiss <i>Plaintiffs' Action</i> (Huszagh, Richard) (Entered: 03/10/2015)

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03/10/2015	ase: 19-15 <u>55</u>	MEMORANDUM by People Of The State Of Illinois in support of motion to
		dismiss <u>54</u> (Huszagh, Richard) (Entered: 03/10/2015)
03/12/2015	<u>56</u>	SUMMONS Returned Executed by Plaintiff Bruce served on Conservation Police Lodge, IL PBPA on 2/25/15, answer due 3/18/15. (Horwitz, Rebecca) (Docket text modified on 3/13/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)
03/12/2015	<u>57</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to General Teamsters/Professional & Technical Employees Local Union No. 916 on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by the Clerk's Office. (tlm). (Entered: 03/12/2015)
03/12/2015	<u>58</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner served on International Federation of Public Employees, Local 4408, AFT/IFT (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm). (Entered: 03/12/2015)
03/12/2015	<u>59</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to IL Fraternal Order of Police Labor Council on 2/25/15, answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)
03/12/2015	<u>60</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to Laborers' International Union of North America - Illinois State Employees Association, Local 2002 and the Southern and Central Illinois Laborers' District Council on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)
03/12/2015	<u>61</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to Teamsters Downstate Illinois State Employee Negotiating Committee on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.) (tlm). (Entered: 03/12/2015)
03/12/2015	<u>62</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to Troopers Lodge No. 41, FOP on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office). (tlm). (Entered: 03/12/2015)
03/12/2015	<u>63</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to International Brotherhood of Boilermakers on 2/26/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/19/2015 by Clerk's Office.) (tlm) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm). (Entered: 03/12/2015)
03/12/2015	64	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Service Employees International Union, Local 1, Firemen and Oilers Division on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)
03/12/2015	<u>65</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to International Union of Bakery, Confectionery and Tobacco Workers on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)

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03/12/2015	Case: 19-1553 Document: 1-1 Filed: 03/27/2019 Pages: 49 (19-1553 SUMMONS Returned Executed by Plaintiff Bruce Rauner as to American Federation of State, County and Municipal Employees Council 31, AFL-CI on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)				
03/12/2015	<u>67</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Illinois Nurse Association on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)			
03/12/2015	<u>68</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to International Union of United Food and Commercial Workers on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)			
03/12/2015	<u>69</u>	AFFIDAVIT of Service filed by Plaintiff Bruce Rauner regarding Complaint for Declaratory Judgment served on International Union of Operating Engineers on 2/28/15 (Horwitz, Rebecca) (Entered: 03/12/2015)			
03/12/2015	<u>70</u>	SUMMONS Returned executed by Plaintiff Bruce Rauner as to Laborer's International Union of North America on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)			
03/12/2015	71	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Local 330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley), Including Teamsters Local 705 on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)			
03/12/2015	72	SUMMONS Returned executed by Plaintiff Bruce Rauner sd to Local 330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley), Including Teamsters Local 705 on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)			
03/12/2015	73	SUMMONS Returned executed by Plaintiff Bruce Rauner as to Service Employees International Union, Local 73 on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)			
03/12/2015	74	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Teamsters Local 700, Affiliated with the International Brotherhood of Teamsters Cook County on 2/25/15; 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)			
03/12/2015	<u>75</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada on 2/25/15; answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)			

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Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 38 of 49 PageID #:3399 Case: 19-1553 Document: 1-1 Filed: 03/27/2019 Pages: 49 SUMMONS Returned Executed by Plaintiff Bruce Rauner as to United Brotherhood of Carpenters and Joiners of America (on behalf of Chicago Regional Council of Carpenters, Mid-Central Illinois Regional Council, St. Louis Missouri District Council) on 2/25/15; Answer due 3/18/2015. (Hor Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (En 03/12/2015)			
03/12/2015	77	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Illinois Federation of Teachers, AFL-CIO Local #919 on 2/25/15; 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.)(tlm) (Entered: 03/12/2015)	
03/12/2015	78	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to International Association of Machinist and Aerospace Workers on 3/2/15; Answer due 3/23/15. (Horwitz, Rebecca) Docket text modified on 3/17/2015 by Clerk's Office. (tlm) (Entered: 03/12/2015)	
03/12/2015	<u>79</u>	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to International Brotherhood of Electrical Workers on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)	
03/12/2015	80	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Metropolitan Alliance of Police, Chapter 294 on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)	
03/12/2015	81	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to Illinois State Bricklayers and Allied Craftworkers on 2/25/15; Answer due 3/18/2015. (Horwitz, Rebecca) (Docket text modified on 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)	
03/12/2015	82	SUMMONS Returned Executed by Plaintiff Bruce Rauner as to International Association of Sheet Metal, Air, Rail & Transportation Workers (SMART) of 3/6/15; Answer due 3/27/2015. (Horwitz, Rebecca) (Docket text modified of 3/17/2015 by Clerk's Office.) (tlm) (Entered: 03/12/2015)	
03/20/2015	83	MOTION by Plaintiff Bruce Rauner to place fair-share fees in escrow (Attachments: # 1 Exhibit 1 - Executive Order, # 2 Exhibit 2 - 3.17.15 Memo 3 Exhibit 3 - 8.22.12 Motion, # 4 Exhibit 4 - 12.10.12 Order, # 5 Exhibit 5 - 3.19.15 Memo)(Ford, Matthew) (Entered: 03/20/2015)	
03/20/2015	84	NOTICE of Motion by Matthew Raymond Ford for presentment of motion for miscellaneous relief, <u>83</u> before Honorable Robert W. Gettleman on 4/2/2015 at 09:15 AM. (Ford, Matthew) (Entered: 03/20/2015)	
03/20/2015			

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03/23/2015	ase: 19-15 <u>85</u>				
03/23/2015	<u>86</u>	ATTORNEY Appearance for Intervenor Parties Mark Janus, Marie Quigley, Brian Trygg by Lawrence R. Desideri (Desideri, Lawrence) (Entered: 03/23/2015)			
03/23/2015	87	ATTORNEY Appearance for Intervenor Parties Mark Janus, Marie Quigley, Brian Trygg by Joseph James Torres (Torres, Joseph) (Entered: 03/23/2015)			
03/23/2015	<u>89</u>	ATTORNEY Appearance for Intervenor Parties Mark Janus, Marie Quigley, Brian Trygg by Brook R. Long (Long, Brook) (Entered: 03/23/2015)			
03/23/2015	90	ATTORNEY Appearance for Intervenor Parties Mark Janus, Marie Quigley, Brian Trygg by Mark William Lenihan (Lenihan, Mark) (Entered: 03/23/2015)			
03/23/2015	<u>91</u>	MOTION by Intervenor Parties Brian Trygg, Mark Janus, Marie Quigley to intervene (Torres, Joseph) (Entered: 03/23/2015)			
03/23/2015	92	MEMORANDUM by Mark Janus, Marie Quigley, Brian Trygg in support of motion to intervene 91 (Attachments: # 1 Index of Exhibits to Memorandum in Support of Motion to Intervene, # 2 Exhibit A- Complaint, # 3 Index of Exhibits to Complaint, # 4 Exhibit 1-3, # 5 Exhibit B, # 6 Exhibit C, # 7 Exhibit D)(Torres, Joseph) (Entered: 03/23/2015)			
03/23/2015	93	NOTICE of Motion by Joseph James Torres for presentment of motion to intervene <u>91</u> before Honorable Robert W. Gettleman on 4/2/2015 at 09:15 AM. (Torres, Joseph) (Entered: 03/23/2015)			
03/23/2015	94	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10465097. (Messenger, William) (Entered: 03/23/2015)			
03/23/2015		(Court only) ***Attorney William L. Messenger for Mark Janus, Marie Quigley, and Brian Trygg added. (tlm) (Entered: 03/30/2015)			
03/24/2015	95	ATTORNEY Appearance for Defendant International Brotherhood of Electrical Workers by Victoria L. Bor (Bor, Victoria) (Entered: 03/24/2015)			
03/26/2015 96 FIR Man Emp Gen IL F Emp Loc Crail Inte (SM Blac World Inte		FIRST AMENDED complaint by Bruce Rauner, Brian Trygg, Mark Janus, Marie Quigley against American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Conservation Police Lodge, IL PBPA, General Teamsters, Professional & Technical Employees Local Union No. 916, IL Fraternal Order of Police - Labor Council, Illinois Federation of Public Employees, Local 4408, AFT/IFT, Illinois Federation of Teachers, AFL-CIO Local #919, Illinois Nurses Association, Illinois State Bricklayers and Allied Craftworkers, International Association of Machinist and Aerospace Workers, International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART), International Brotherhood of Boiler Makers-Iron Shipbuilders, Blacksmiths, Forgers, and Helpers, International Brotherhood of Electrical Workers, International Union of Bakery, Confectionery and Tobacco Workers, International Union of Operating Engineers, International Union of Painters and Allied Trades, International Union of United Food and Commercial Workers,			

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	Case: 19-15	Laborers International Union of North America, Laborers International Union of North America-Illinois State Employees Association, Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, Local 2002 and the Southern and Central Illinois Laborers' District Council, Metropolitan Alliance of Police, Chapter 294, People Of The State Of Illinois, Service Employees International Union, Local 1, Fireman and Oilers Division, Service Employees International Union, Local 73, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County, Troopers Lodge No. 41, FOP, United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada, United Brotherhood of Carpenters and Joiners of America (Attachments: # 1 Exhibit 1 - AFSCME Fair Share Notice, # 2 Exhibit 2 - AFSCME Council 31 Contract, # 3 Exhibit 3 - Teamsters Local 916 Contract, # 4 Exhibit 4 - St. Clair County Complaint)(Ford, Matthew) (Entered: 03/26/2015)	
03/26/2015	97	MOTION by Plaintiff Bruce Rauner for order <i>confirming Plaintiffs' Amended Complaint</i> (Attachments: # 1 Exhibit 1 - Executive Order 15-13)(Ford, Matthew) (Entered: 03/26/2015)	
03/26/2015	98	NOTICE of Motion by Matthew Raymond Ford for presentment of motion for order <u>97</u> before Honorable Robert W. Gettleman on 4/2/2015 at 09:15 AM. (Ford, Matthew) (Entered: 03/26/2015)	
03/26/2015	99	MOTION by Plaintiff Bruce Rauner to dismiss as moot the Defendants' motions to dismiss (Ford, Matthew) (Entered: 03/26/2015)	
03/26/2015	100	NOTICE of Motion by Matthew Raymond Ford for presentment of motion for miscellaneous relief <u>99</u> before Honorable Robert W. Gettleman on 4/2/2015 at 09:15 AM. (Ford, Matthew) (Entered: 03/26/2015)	
03/26/2015	101	ORDER: Motion <u>94</u> of William L. Messenger for leave to appear pro hac vice is granted. Signed by the Honorable Robert W. Gettleman on 3/26/2015. Mailed notice. (rb,) (Entered: 03/27/2015)	
03/27/2015		MAILED Order dated 3/26/2015 to Attorney Victoria L. Bor (rb,) (Entered: 03/27/2015)	
Bru Coo Loo Fee Tea Bri and Tra Iron		REVISED CAPTION OF FIRST AMENDED complaint by Marie Quigley, Bruce Rauner, Brian Trygg, Mark Janus against American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Conservation Police Lodge, IL PBPA, General Teamsters, Professional & Technical Employees Local Union No. 916, IL Fraternal Order of Police - Labor Council, Illinois Federation of Public Employees, Local 4408, AFT/IFT, Illinois Federation of Teachers, AFL-CIO Local #919, Illinois Nurses Association, Illinois State Bricklayers and Allied Craftworkers, International Association of Machinist and Aerospace Workers, International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART), International Brotherhood of Boiler Makers-Iron Shipbuilders, Blacksmiths, Forgers, and Helpers, International Brotherhood of Electrical Workers, International Union of Bakery,	

Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 41 of 49 PageID #:3402 Document: 1-1 Filed: 03/27/2019 Pages: 49 (41 of_152) Case: 19-1553 Confectionery and Tobacco Workers, International Union of Operating Engineers, International Union of Painters and Allied Trades, International Union of United Food and Commercial Workers, Laborers International Union of North America, Laborers International Union of North America-Illinois State Employees Association, Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, Local 2002 and the Southern and Central Illinois Laborers' District Council, Lisa Madigan, Metropolitan Alliance of Police, Chapter 294, People Of The State Of Illinois, Service Employees International Union, Local 1, Fireman and Oilers Division, Service Employees International Union, Local 73, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County, Troopers Lodge No. 41, FOP, United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada, United Brotherhood of Carpenters and Joiners of America (REVISED CAPTION OF FIRST AMENDED COMPLAINT) (Attachments: # 1 Exhibit 1 - AFSCME Fair Share Notice, # 2 Exhibit 2 - AFSCME Council 31 Contract, # 3 Exhibit 3 - Teamsters Local 916 Contract, # 4 Exhibit 4 - St. Clair County Complaint)(Ford, Matthew) (Entered: 03/27/2015) 03/30/2015 MOTION by Plaintiffs Mark Janus, Marie Quigley, Brian Trygg for Leave to 103 File Appearances of Additional Counsel (Attachments: #1 Exhibit A)(Torres, Joseph) (Entered: 03/30/2015) 03/30/2015 104 NOTICE of Motion by Joseph James Torres for presentment of motion for miscellaneous relief 103 before Honorable Robert W. Gettleman on 4/2/2015 at 09:15 AM. (Torres, Joseph) (Entered: 03/30/2015) 04/02/2015 106 ORDER signed by the Honorable Robert W. Gettleman on 4/2/2015: Motion hearing held on 4/2/2015. Plaintiff's motion 103 for leave to file additional appearances of counsel is granted. Plaintiff and Employees' Supplemental briefs are due by 4/16/2015 and may be in excess of 15 but not more than 25 pages. Defendants and Attorney General's replies are due by 4/30/2015. Mailed notice (gds) (Entered: 04/03/2015) 04/03/2015 TRANSCRIPT OF PROCEEDINGS held on April 2, 2015, before the 105 Honorable Robert W. Gettleman. Court Reporter Contact Information: Nancy L. Bistany, CSR, RPR, FCRR / 312.435.7626 / nancy bistany@ilnd.uscourts.gov. IMPORTANT: The transcript may be viewed at the court's public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links select Policy Regarding the Availability of Transcripts of Court Proceedings. Redaction Request due 4/24/2015. Redacted Transcript Deadline set for 5/4/2015. Release of Transcript Restriction set for 7/2/2015. (Bistany, Nancy) (Entered: 04/03/2015)

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04/14/2015	Case: 19-1553 Document: 1-1 Filed: 03/27/2019 Pages: 49 (42/2015) MOTION by Plaintiff Bruce Rauner- Unopposed Motion to Move May 14, 2015 Hearing Date (Ford, Matthew) (Entered: 04/14/2015)				
04/14/2015	108	NOTICE of Motion by Matthew Raymond Ford for presentment of motion for miscellaneous relief <u>107</u> before Honorable Robert W. Gettleman on 4/21/2015 at 09:15 AM. (Ford, Matthew) (Entered: 04/14/2015)			
04/16/2015	109	Employee Plaintiffs' Supplemental Memorandum of Law by Mark Janus, Mari Quigley, Brian Trygg <i>regarding Order of 4/2/2015</i> <u>106</u> (Torres, Joseph) (Entered: 04/16/2015)			
04/16/2015	110	ATTORNEY Appearance for Plaintiff Bruce Rauner by Mark S. Ouweleen (Ouweleen, Mark) (Entered: 04/16/2015)			
04/16/2015	111	MEMORANDUM by Bruce Rauner in Support of Motion for an Order Confirming Plaintiffs' Amended Complaint 97 and in Opposition to Motions to Dismiss 40, 54 (Attachments: # 1 Exhibit 1 - Executive Order 15-13)(Ford, Matthew) (Entered: 04/16/2015)			
04/21/2015	112	ATTORNEY Appearance for Plaintiffs Mark Janus, Marie Quigley, Brian Trygg by Grace Anne Fox (Fox, Grace) (Entered: 04/21/2015)			
04/21/2015	113	MINUTE entry before the Honorable Robert W. Gettleman: Motion hearing held on 4/21/2015. Plaintiff's unopposed motion 107 to reset date is granted. Status hearing date of 5/14/2015 is reset to 5/27/2015 at 9:30 a.m. Mailed notice (gds) (Entered: 04/23/2015)			
04/30/2015	114	MEMORANDUM by People of the State of Illinois in Opposition to motion order 97, motion to intervene 91 (Rees, R.) (Entered: 04/30/2015)			
04/30/2015	115	REPLY by Defendants American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, Conservation Police Lodge, IL PBPA, General Teamsters, Professional & Technical Employees Local Union No. 916, IL Fraternal Order of Police - Labor Council, Illinois Federation of Public Employees, Local 4408, AFT/IFT, Illinois Federation of Teachers, AFL-CIO Local #919, Illinois Nurses Association, Illinois State Bricklayers and Allied Craftworkers, International Association of Machinist and Aerospace Workers, International Association of Sheet Metal, Air, Rail, & Transportation Workers (SMART), International Brotherhood of Electrical Workers, International Union of Bakery, Confectionery and Tobacco Workers, International Union of Operating Engineers, International Union of Painters and Allied Trades, International Union of United Food and Commercial Workers, Laborers International Union of North America, Laborers International Union of North America-Illinois State Employees Association, Local #330, General Chauffeurs, Sales Drivers and Helpers (Fox Valley) Including Teamsters Local 705, Local 2002 and the Southern and Central Illinois Laborers' District Council, Metropolitan Alliance of Police, Chapter 294, Service Employees International Union, Local 73, Teamsters Downstate Illinois State Employee Negotiating Committee, Teamsters Local 700, Affiliated With the International Brotherhood of Teamsters Cook County, Troopers Lodge No. 41, FOP, United			

Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 43 of 49 PageID #:3404 Case: 19-1553 Document: 1-1 Filed: 03/27/2019 (43 of_152) Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of U.S.A. and Canada, United Brotherhood of Carpenters and Joiners of America to Motion to Dismiss for Failure to State a Claim 40 Union Defendant's Joint Reply in Support of Motion to Dismiss and Supplemental Memorandum of Law Pursuant to Court Order of April 2, 2015 (Yokich, Stephen) (Entered: 04/30/2015) 05/19/2015 Memorandum Opinion and Order signed by the Honorable Robert W. 116 Gettleman on 5/19/2015: Mailed notice (gds) (Entered: 05/19/2015) 05/19/2015 117 ORDER Motion 91 to file complaint in intervention is granted and the complaint will be treated as the operative complaint in this action. Motions 40 51 to dismiss the original complaint are granted. Plaintiff's motion 97 to confirm the first amended complaint and motion 99 to dismiss defendants' motions as moot are denied. The first amended complaint is dismissed. Plaintiff's motion 83 to place fair share fees in escrow is denied as moot. The remaining defendants response to the new operative complaint is due by 6/10/2015. Signed by the Honorable Robert W. Gettleman on 5/19/2015. Mailed notice. (sj.,) (Entered: 05/20/2015) 05/27/2015 118 MINUTE entry before the Honorable Robert W. Gettleman: Status hearing held on 5/27/2015. Leave is given to file an intervening complaint by 6/1/2015. Status hearing is continued to 6/4/2015 at 10:00 a.m. Mailed notice (gds) (Entered: 05/29/2015) 06/01/2015 119 MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 50, receipt number 0752-10698617. (West, John) (Entered: 06/01/2015) 06/01/2015 First AMENDED complaint by Marie Quigley, Mark Janus, Brian Trygg 120 against All Defendants (Attachments: #1 Exhibit 1-3)(Torres, Joseph) (Entered: 06/01/2015) 06/01/2015 121 Plaintiffs' Notice of Constitutional Question by Mark Janus, Marie Quigley, Brian Trygg (Torres, Joseph) (Entered: 06/01/2015) 06/04/2015 SUMMONS Issued as to Defendant Tom Tyrrell (pg,) (Entered: 06/04/2015) 06/04/2015 122 MINUTE entry before the Honorable Robert W. Gettleman: Status hearing held on 6/4/2015. All defendants' motions to dismiss are due by 7/2/2015. Response is due by 7/30/2015. Replies are due by 8/13/2015. Status hearing set for 9/30/2015 at 09:00 a.m. Mailed notice (gds) (Entered: 06/04/2015) 06/08/2015 123 TRANSCRIPT OF PROCEEDINGS held on May 27, 2015, before the Honorable Robert W. Gettleman. Court Reporter Contact Information: Nancy L. Bistany, CSR, RPR, FCRR - 312.435.7626 - nancy bistany@ilnd.uscourts.gov. IMPORTANT: The transcript may be viewed at the court's public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links

Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 44 of 49 PageID #:3405

	ase: 19-15	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (44 of select Policy Regarding the Availability of Transcripts of Court Proceedings.	
		Redaction Request due 6/29/2015. Redacted Transcript Deadline set for 7/9/2015. Release of Transcript Restriction set for 9/8/2015. (Bistany, Nancy) (Entered: 06/08/2015)	
06/16/2015 124		SUMMONS Returned Executed by Marie Quigley, Mark Janus, Brian Trygg as to Tom Tyrrell on 6/4/2015, answer due 6/25/2015. (Long, Brook) (Entered: 06/16/2015)	
06/26/2015	127	ATTORNEY Appearance for Defendant Tom Tyrrell by Richard Scott Huszagh Assistant Att'y Gen'l (Huszagh, Richard) (Entered: 06/26/2015)	
06/26/2015	128	ATTORNEY Appearance for Defendant Tom Tyrrell by Gary Steven Caplan (Caplan, Gary) (Entered: 06/26/2015)	
07/02/2015	129	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM(Motion To Dismiss First Amended Complaint of Intervenor-Plaintiffs) (Auerbach, Melissa) (Entered: 07/02/2015)	
07/02/2015	130	MEMORANDUM in Support of Motion To Dismiss First Amended Complaint of Intervenor-Plaintiffs (Auerbach, Melissa) (Entered: 07/02/2015)	
07/02/2015	<u>131</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Draper, Carl) (Entered: 07/02/2015)	
07/02/2015	132	MEMORANDUM of law in support of Teamsters' motion to dismiss. (Draper, Carl) (Docket text modified by Clerk's Office) (sj,). (Entered: 07/02/2015)	
07/02/2015	133	MOTION by Intervenor Lisa Madigan, Defendant Tom Tyrrell to stay (Huszagh, Richard) (Entered: 07/02/2015)	
07/02/2015	<u>134</u>	NOTICE of motion (Huszagh, Richard) (Docket text modified by Clerk's Office) (sj,). (Entered: 07/02/2015)	
07/02/2015	135	ORDER Motion 119 of John M. West for leave to appear pro hac vice is granted. Signed by the Honorable Robert W. Gettleman on 7/2/2015. Mailed notice. (sj,) (Entered: 07/06/2015)	
07/06/2015	136		
07/06/2015	137	RESPONSE by General Teamsters, Professional & Technical Employees Local Union No. 916in Support of MOTION by Intervenor Lisa Madigan, Defendant Tom Tyrrell to stay 133 (Draper, Carl) (Entered: 07/06/2015)	
07/07/2015	27/2015 138 ATTORNEY Appearance for Defendant American Federation of State, C and Municipal Employees, Council 31, AFL-CIO by John M West (West, (Entered: 07/07/2015)		
07/08/2015	MINUTE entry before the Honorable Robert W. Gettleman: Motion hearing held on 7/8/2015. Motions to dismiss 54 129 131 are withdrawn without prejudice. Motion to stay 133 is granted to 7/7/2016. Status hearing date of		

Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 45 of 49 PageID #:3406

C	ase: 19-15	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (45 of 9/30/2015 is reset to 7/7/2016 at 9:00 a.m. Mailed notice (gds) (Entered: 07/13/2015)		
05/10/2016	140	MOTION by Attorney Grace A. Fox to withdraw as attorney for Mark Janus, Marie Quigley, Brian Trygg. No party information provided (Fox, Grace) (Entered: 05/10/2016)		
05/10/2016	<u>141</u>	NOTICE of Motion by Grace Anne Fox for presentment of motion to withdra as attorney 140 before Honorable Robert W. Gettleman on 5/17/2016 at 09:1: AM. (Fox, Grace) (Entered: 05/10/2016)		
05/10/2016	142	RE- NOTICE of Motion by Grace Anne Fox for presentment of motion to withdraw as attorney 140 before Honorable Robert W. Gettleman on 6/7/2016 at 09:15 AM. (Fox, Grace) (Entered: 05/10/2016)		
05/26/2016	143	ORDER: Motion 140 of Grace A. Fox for leave to withdraw as counsel for plaintiffs is granted. Motion hearing date of 6/7/2016 is stricken. Signed by th Honorable Robert W. Gettleman on 5/26/2016. Mailed notice (aee,) (Entered: 05/26/2016)		
07/07/2016	144	MINUTE entry before the Honorable Robert W. Gettleman: Status hearing held on 7/7/2016. Plaintiffs are given leave to file an amended complaint. Defendants' motion to dismiss is due by 8/15/2016. Plaintiffs' response is due by 8/30/2016. Defendants' reply is due by 9/9/2016. Status hearing set for 11/8/2016 at 9:00 a.m. Mailed notice (gds) (Entered: 07/08/2016)		
07/21/2016	<u>145</u>	SECOND AMENDED complaint by Mark Janus, Brian Trygg against American Federation of State, County and Municipal Employees, Council 31, AFL-CIO, General Teamsters, Professional & Technical Employees Local Union No. 916, Michael Hoffman and terminating Tom Tyrrell (Director of the Illinois Department of Central Management Services, in his official capacity) (Attachments: # 1 Exhibit 1-4)(Torres, Joseph) (Entered: 07/21/2016)		
08/15/2016	146	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Attachments: # 1 Exhibit Exhibit 1, # 2 Exhibit Exhibit 2, # 3 Exhibit Exhibit 3, # 4 Exhibit Exhibit 4, # 5 Exhibit Exhibit 5, # 6 Exhibit Exhibit 6)(West, John) (Entered: 08/15/2016)		
08/15/2016	147	MEMORANDUM by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO in support of Motion to Dismiss for Failur to State a Claim 146 (West, John) (Entered: 08/15/2016)		
08/30/2016	<u>148</u>	RESPONSE by Plaintiffs Mark Janus, Brian Trygg to Motion to Dismiss for Failure to State a Claim 146 (Torres, Joseph) (Entered: 08/30/2016)		
09/09/2016	149	REPLY by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO to MOTION TO DISMISS FOR FAILURE TO STATI A CLAIM 146 on Behalf of All Defendants (West, John) (Entered: 09/09/201		
09/13/2016	<u>150</u>	ORDER signed by the Honorable Robert W. Gettleman on 9/13/2016: Defendants' motion 146 to dismiss is granted. Status hearing date of 11/8/2016 is stricken. Civil case terminated. Mailed notice (gds) (Entered: 09/16/2016)		

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09/13/2016	Case: 19-15 <u>151</u>	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (46 of Entered Judgment Mailed notice (gds) (Entered: 09/29/2016)			
10/11/2016	<u>152</u>	NOTICE of appeal by Mark Janus, Brian Trygg regarding orders 150, 151 Filing fee \$ 505, receipt number 0752-12451836. (Messenger, William) (Entered: 10/11/2016)			
10/11/2016	<u>153</u>	DOCKETING Statement by Mark Janus, Brian Trygg regarding notice of appeal 152 (Messenger, William) (Entered: 10/11/2016)			
10/11/2016	<u>154</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal 152 (ek,) (Entered: 10/11/2016)			
10/11/2016	<u>155</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>152</u> . Notified counsel (ek,) (Entered: 10/11/2016)			
10/11/2016	<u>156</u>	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal 152; USCA Case No. 16-3638. (eg,) (Entered: 10/11/2016)			
10/25/2016	<u>157</u>	SEVENTH CIRCUIT transcript information sheet by Mark Janus, Brian Trygg (Messenger, William) (Entered: 10/25/2016)			
11/30/2016	<u>158</u>	USCA ORDER Dated 11/30/2016: IT IS ORDERED that the Clerk of the Coursi directed to transmit the record on Appeal regarding notice of appeal 152; USCA Case No. 16-3638. (eg,) (Entered: 11/30/2016)			
11/30/2016	<u>160</u>	NOTICE OF EMAIL NOTIFICATION FAILURE, for document # 158 sent to Attorney Mark William Lenihan returned as: Unknown Address Error. Mailed to attorney Mark William Lenihan a Letter re: bounce back email and a Notification of Change of Address form. Notices have been set to No. Counsel must email the Clerk's Office at Docketing_ILND@uscourts.gov when a Notification of Change of Address has been filed to ensure electronic notification is reset. (ek,) (Entered: 12/01/2016)			
12/01/2016	<u>159</u>	CERTIFIED and transmitted to the USCA for the 7th Circuit the long record on appeal 152 (USCA no. 16-3638)(ek,) (Entered: 12/01/2016)			
12/01/2016	<u>161</u>	USCA RECEIVED on 12/1/2016 the long record regarding notice of appeal 152 (ek,) (Entered: 12/01/2016)			
04/12/2017	<u>162</u>	MANDATE of USCA dated 4/12/2017 regarding notice of appeal 152; USCA No.16-3638; No record to be returned. (ks,) (Entered: 04/12/2017)			
04/12/2017	163	CERTIFIED COPY OF USCA FINAL JUDGMENT dated 3/21/2017 regarding notice of appeal 152; USCA No. 16-3638. The judgment of the District Court is AFFIRMED, with costs, in accordance with the decision of this court entered on this date. (ks,) (Entered: 04/12/2017)			
04/12/2017	<u>164</u>	CERTIFIED COPY OF OPINION from the USCA for the Seventh Circuit Court of Appeals; Argued 3/1/2017; Decided 3/21/2017 in USCA case no. 16-3638. (ks,) (Entered: 04/12/2017)			
01/10/2018	<u>165</u>	LETTER from Supreme Court of the United Sates to the United States Court of Appeals for the Seventh Circuit dated 1/9/2018. Case No. 16-1466. (mma,)			

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(Case: 19-15	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (47 of Modified on 1/11/2018 (ek,). (Entered: 01/10/2018)			
01/10/2018	<u>166</u>	RECORD FOR CERTIORARI TRANSMITTAL FORM dated 1/10/2018 from the 7th Circuit regarding notice of appeal 152; Appellate case no.: 16-3638. (mma,) (Entered: 01/10/2018)			
01/10/2018	168	NOTICE OF EMAIL NOTIFICATION FAILURE, for document # 165, 166 sent to Attorney Dennis Murashko returned as: Unknown Address Error. Mailed to attorney Dennis Murashko a letter re: bounce back email and a Notification of Change of Address form. Notices have been set to No. Counsel must email the Clerk's Office at Docketing_ILND@uscourts.gov when a Notification of Change of Address has been filed to ensure electronic notification is reset. (ek,) (Entered: 01/11/2018)			
01/11/2018	<u>167</u>	NOTICE of Correction regarding 165 (ek,) (Entered: 01/11/2018)			
10/16/2018	<u>169</u>	MANDATE of USCA dated 10/16/2018 regarding notice of appeal 152; USCA No.16-3638; No record to be returned. (lf,) (Entered: 10/17/2018)			
10/16/2018	<u>170</u>	CERTIFIED copy of order dated 9/24/2018 from the USCA 7th Circuit regarding notice of appeal 152; Appellate case no.: 16-3638: We now REVERSE the district court's judgment as to Janus and REMAND for further proceedings consistent with the Supreme Court's opinion. As to plaintiff Brian Trygg, however, the district court's judgment is AFFIRMED. We previously affirmed. (If,) (Entered: 10/17/2018)			
10/16/2018		(Court only) ******Case Reopened (If,) (Entered: 10/17/2018)			
10/18/2018	<u>171</u>	MINUTE entry before the Honorable Robert W. Gettleman: Status hearing set for 11/1/2018 at 9:00 a.m. Mailed notice (cn). (Entered: 10/18/2018)			
11/01/2018	172	MINUTE entry before the Honorable Robert W. Gettleman: Status hearing held on 11/1/2018. Cross motions for summary judgment due by 11/19/2018, responses due 12/7/2018. The parties have leave to file up to twenty pages in their opening briefs. Status hearing set for 2/12/2018 at 9:00 a.m. Mailed notice (cn). (Entered: 11/01/2018)			
11/14/2018	<u>173</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 150, receipt number 0752-15176615. (Karabell, Jacob) (Entered: 11/14/2018)			
11/19/2018	174	MINUTE entry before the Honorable Robert W. Gettleman: Attorney Jacob R Karabell's motion to appear pro hac vice <u>173</u> is granted. Mailed notice (cn). (Entered: 11/19/2018)			
11/19/2018	<u>175</u>	MOTION by Defendant American Federation of State, County and Municipal Employees, Council 31, AFL-CIO for summary judgment (Attachments: # 1 Memorandum in Support of Motion for Summary Judgment, # 2 Declaration of Thomas J. Edstrom, # 3 Statement of Material Facts)(West, John) (Entered: 11/19/2018)			
11/19/2018	<u>176</u>	NOTICE of Motion by John M West for presentment of motion for summary judgment, <u>175</u> before Honorable Robert W. Gettleman on 2/12/2019 at 09:00			

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	Case: 19-15	53 Document: 1-1 Filed: 03/27/2019 Pages: 49 (48 of AM. (West, John) (Entered: 11/19/2018)				
11/19/2018	<u>177</u>	MOTION by Plaintiff Mark Janus for summary judgment (Torres, Joseph) (Entered: 11/19/2018)				
11/19/2018	<u>178</u>	MEMORANDUM by Mark Janus in support of motion for summary judgment 177 (Torres, Joseph) (Entered: 11/19/2018)				
11/19/2018	<u>179</u>	RULE 56.1 Statement by Mark Janus regarding motion for summary judgment 177 (Attachments: # 1 Declaration of Mark Janus)(Torres, Joseph) (Entered: 11/19/2018)				
11/19/2018	180	MINUTE entry before the Honorable Robert W. Gettleman: Defendants' notice of presentment <u>176</u> of motion for summary judgment set for 2/12/2019 is stricken. This motion is on a schedule set forth in the court's November 1, 2018 order <u>172</u> . Status hearing set for 2/12/2019 stands. Mailed notice (cn). (Entered: 11/19/2018)				
12/07/2018	181	ATTORNEY Appearance for Plaintiff Mark Janus by Samuel Mack Zuidema (Zuidema, Samuel) (Entered: 12/07/2018)				
12/07/2018	<u>182</u>	RESPONSE by Mark Janusin Opposition to MOTION by Defendant American Federation of State, County and Municipal Employees, Council 31, AFL-CIO for summary judgment 175 (Torres, Joseph) (Entered: 12/07/2018)				
12/07/2018	183	RESPONSE by Plaintiff Mark Janus to motion for summary judgment, <u>175</u> (<i>Plaintiff's Response to Defendant's Local Rule 56.1 Statement of Material Facts</i>) (Torres, Joseph) (Entered: 12/07/2018)				
12/07/2018	184	RESPONSE by American Federation of State, County and Municipal Employees, Council 31, AFL-CIOin Opposition to MOTION by Plaintiff Mark Janus for summary judgment 177 (Attachments: # 1 Danielson v. AFSCME Council 28)(West, John) (Entered: 12/07/2018)				
12/07/2018	185	RESPONSE by Defendant American Federation of State, County and Municipal Employees, Council 31, AFL-CIO to Rule 56 statement 179 (West, John) (Entered: 12/07/2018)				
01/09/2019	186	MINUTE entry before the Honorable Robert W. Gettleman: Status hearing set for 2/12/2019 is stricken. The court will issue a written order by mail. Mailed notice (cn). (Entered: 01/09/2019)				
03/01/2019	187	Notice of Supplemental Authority by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO (Attachments: # 1 Attachment - Cook v. Brown)(West, John) (Entered: 03/01/2019)				
03/12/2019	188	Additional Notice of Supplemental Authority by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO (Attachments: # 1 Attachment - Carey v. Inslee)(West, John) (Entered: 03/12/2019)				
03/18/2019	189	Third Notice of Supplemental Authority by American Federation of State, County and Municipal Employees, Council 31, AFL-CIO (Attachments: # 1 Attachment - Crockett v. NEA-Alaska)(West, John) (Entered: 03/18/2019)				

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03/27/2019

Case: 1:15-cv-01235 Document #: 195 Filed: 03/27/19 Page 49 of 49 PageID #:3410

Filed: 03/27/2019 (49 of_152) Case: 19-1553 Document: 1-1 Pages: 49 03/18/2019 MEMORANDUM Opinion and Order: For the reasons described in this 190 Opinion, defendant's motion for summary judgment [Doc. 175] is granted. Plaintiff's motion for summary judgment [Doc. 177] is denied. Civil case terminated. Signed by the Honorable Robert W. Gettleman on 3/18/2019. Mailed notice (cn). (Entered: 03/18/2019) ENTERED JUDGMENT on 3/18/2019. Mailed notice (cn). (Entered: 03/18/2019 191 03/18/2019) 03/27/2019 192 NOTICE of appeal by Mark Janus regarding orders 191, 190 Filing fee \$ 505, receipt number 0752-15640626. Receipt number: n (Messenger, William) (Entered: 03/27/2019) 03/27/2019 193 DOCKETING Statement by Mark Janus regarding notice of appeal 192 (Messenger, William) (Entered: 03/27/2019)

appeal 192. (ph,) (Entered: 03/27/2019)

NOTICE of Appeal Due letter sent to counsel of record regarding notice of

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Case: 19-1553 Document: 1-2 Filed: 03/27/2019 Pages: 2 (50 of 52)

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse Room 2722 - 219 S. Dearborn Street Chicago, Illinois 60604



Office of the Clerk Phone: (312) 435-5850 www.ca7.uscourts.gov

NOTICE OF CASE OPENING

March 27, 2019

	MARK JANUS, Plaintiff - Appellant
No. 19-1553	v.
	AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL-CIO, et al., Defendants - Appellees

Originating Case Information:

District Court No. 1:15-cv-01235

Northern District of Illinois, Eastern Division

District Judge Robert W. Gettleman Clerk/Agency Rep Thomas G. Bruton Court Reporter Nancy L. Bistany

Case filed: 03/27/2019 Case type: cv/pri Fee status: Paid

Date of Judgment: 03/18/2019 Date NOA filed: 03/27/2019

The above-captioned appeal has been docketed in the United States Court of Appeals for the Seventh Circuit.

Deadlines:

Appeal No.	<u>Filer</u>	<u>Document</u>	<u>Due Date</u>
19-1553	Mark Janus	Transcript information sheet	04/10/2019
19-1553	Mark Janus	Appellant's brief	05/06/2019

Case: 19-1553 Document: 1-2 Filed: 03/27/2019 Pages: 2 (51 of 52)

NOTE: This notice is issued to counsel of record, in furtherance of the revised *Circuit Rule 3(d)*, to provide necessary information regarding this appeal. Please verify this notice for accuracy. Counsel are encouraged to provide a fax and/or e-mail address to the court. If any corrections are necessary, please indicate those corrections on this notice and return it to the Clerk's Office within ten (10) days.

THIS NOTICE SHALL NOT ACT AS A SUBSTITUTE FOR MOTIONS FOR NON-INVOLVEMENT / SUBSTITUTION OF COUNSEL. COUNSEL ARE STILL REQUIRED TO FILE THE APPROPRIATE MOTIONS.

Important Scheduling Notice!

Hearing notices are mailed shortly before the date of oral argument. Criminal appeals are scheduled shortly after the filing of the appellant's main brief; civil appeals are scheduled after the filing of the appellee's brief. If you foresee that you will be unavailable during a period in which your appeal might be scheduled, please write the clerk advising him of the time period and the reason for your unavailability. The court's calendar is located at http://www.ca7.uscourts.gov/cal/argcalendar.pdf. Once an appeal has been scheduled for oral argument, it is very difficult to have the date changed. See Cir.R. 34(e).

form name: c7_Docket_Notice(form ID: 108)

Case: 19-1553 Document: 1-3 Filed: 03/27/2019 Pages: 1 (52 of 52)

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse Room 2722 - 219 S. Dearborn Street Chicago, Illinois 60604



Office of the Clerk Phone: (312) 435-5850 www.ca7.uscourts.gov

NOTICE OF DOCKETING - Short Form

March 27, 2019

The below captioned appeal has been docketed in the United States Court of Appeals for the Seventh Circuit:

Appellate Case No: 19-1553

Caption:

MARK JANUS,

Plaintiff - Appellant

v.

AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 31, AFL-CIO, et al., Defendants - Appellees

District Court No: 1:15-cv-01235 District Judge Robert W. Gettleman Clerk/Agency Rep Thomas G. Bruton Court Reporter Nancy L. Bistany

Date NOA filed in District Court: 03/27/2019

If you have any questions regarding thi

form name: c7_Docket_Notice_short_form(form ID: 188)