

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

PHILIP WEISS, BRIDGET  
CUEVAS, ROSEMARY  
SWEARINGEN, THEODORE  
KALAGERESIS, and  
KENNETH MERACLE,

Plaintiffs,

v.

CHICAGO TEACHERS UNION,  
LOCAL 1, IFT-AFT, AFL-CIO,

Defendants.

No. 2024-CH-09334

Calendar 16

Judge David B. Atkins

**ORDER**

THIS CASE COMING TO BE HEARD on Defendant' Chicago Teachers Union's Motion for Summary Judgment, Defendant's for Protective Order to Stay Discovery Pending a Ruling on Summary Judgment,<sup>1</sup> and Plaintiff's Cross-Motion to Compel Discovery, the court having considered the briefs submitted, and being fully advised in the premises,

THE COURT HEREBY FINDS AND ORDERS:

1. This is an action by members of the Chicago Teachers Union ("CTU") seeking to compel Defendant CTU to provide certain annual audit reports to its Members. Defendant now moves for summary judgment, arguing Plaintiffs' claims are moot, as it has since published the requested audit reports,<sup>2</sup> but maintains its position that such publication was not required. Plaintiffs argue Defendant's publication is a voluntary cessation preventing it from both mooting the case and maintaining its position that publication was not required.
2. Plaintiff's complaint seeks specific performance: requesting CTU produce the audit reports covering the second half of 2019 to the present. Defendant has since published those reports. Plaintiff maintains, however, that a live controversy remains as to CTU's ongoing contractual duties to furnish audited

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<sup>1</sup> The court notes such motion now being moot.

<sup>2</sup> Defendant's Supplement indicates CTU published on its website the unabridged audited financial reports for fiscal years 2019 to 2024 for Members to review.

financial information and the court should not find summary judgment for Defendants when CTU asserts it is not obligated to provide full, unabridged audits each year. The court agrees. Here, Plaintiff's request the court find that Defendants failed to meet their contractual obligation to furnish a financial audit of the Union, and such contractual obligation remains disputed. Defendants argue Plaintiff's claims are moot as they provided the documents Plaintiffs seek. As Plaintiff argues, however, Defendant has not met its burden to show it is clear the alleged wrongful conduct will not recur, and Defendant maintains it is not obligated to provide full, unabridged audits.

3. For these reasons, Defendant's Motion for Summary Judgment is hereby DENIED. Accordingly, Defendant's Motion for Protective Order to Stay Discovery Pending a Ruling on Summary Judgment is hereby MOOT and Plaintiff's Cross-Motion to Compel Discovery is hereby GRANTED. This matter is set for further status to May 14, 2026 at 10:30 AM.

The court.

