



Doc# 2214322047 Fee \$88.00

KAREN A. YARBROUGH  
COOK COUNTY CLERK

DATE: 05/23/2022 04:11 PM PG: 1 OF 8

3315 Memorandum of Judgment

(12/01/20) CCG 0015

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

People ex rel IL Department of Labor

v.

Case No. 18 CH 13202 transferred to Municipal

Marian Krzeczkowski, Ted Krzeczkowski &  
Europa Bakery, Inc.

MEMORANDUM OF JUDGMENT

On 11/26/19, judgment was entered in this court in favor of the plaintiff IL Department of Labor and against defendant Marian Krzeczkowski whose address is 3248 N. Neva Ave., Chicago, IL -see attached Exhibit "A" for legal description in the amount of \$ 26,447.97.

ENTERED:

Dated: \_\_\_\_\_

Associate Judge James E. Hanlon, Jr.

**MAY 19 2022**

**Circuit Court - 2216**

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Judge's No.

Atty. No.: 99000

Atty Name: Sean Imburgia, AAG

Atty. for: Judgment Creditor/IL Dept of Labor

Address: 100 W. Randolph St., 13th Floor

City: Chicago

State: IL Zip: 60601

Telephone: (773)590-7812

Primary Email: sean.imburgia@ilag.gov

Iris Y. Martinez, Clerk of the Circuit Court of Cook County, Illinois  
cookcountyclerkofcourt.org

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COOK COUNTY CLERK OFFICE  
RECORDING DIVISION  
118 N. CLARK ST. ROOM 120  
CHICAGO, IL 60602-1387


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COOK COUNTY CLERK OFFICE  
RECORDING DIVISION  
118 N. CLARK ST. ROOM 120  
CHICAGO, IL 60602-1387

I hereby certify that the document to which this certification is affixed is a true copy.

Date **IRIS Y. MARTINEZ MAY 20 2022**

**IRIS Y. MARTINEZ**  
Clerk of the Circuit Court  
of Cook County, IL



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## EXHIBIT A

Street Address: 3248 N. Neva  
City: Chicago County: Cook

Pin: 13-19-326-022-0000

Legal Description:

LOT 4 IN BLOCK 1 IN H. O. STONE AND COMPANY'S BELMONT AVE.  
TERRACE SUBDIVISION OF THE WEST ½ OF THE SOUTHWEST ¼ OF  
SECTION 19, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD  
PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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

YARII MASSEY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. 21-cv-00560
	)	
QUENTIN TANNER, <i>et al.</i> ,	)	Honorable Gary Feinderman
	)	
Defendants.	)	Magistrate Judge Sunil R. Harjani

**DEFENDANTS' MOTION TO STRIKE  
SETTLEMENT CONFERENCE AND TO STAY MERITS DISCOVERY**

Defendants Marcus Hardy, Quentin Tanner, David Gomez, Jermiagh Daly (incorrectly sued as "Jeremiah Daley"), and Maurice Lake, by and through their attorney, Kwame Raoul, Attorney General of Illinois, respectfully move that this Honorable Court enter an order striking the preliminary settlement discussion with the Court and counsel only on June 8, 2022, and to excuse Defendants from submitting a settlement letter by May 26, 2022, and to stay merits discovery. In support thereof, Defendants state the following:

1. Plaintiff Yarii Massey Jr. ("Plaintiff"), an inmate incarcerated in the Illinois Department of Corrections ("IDOC"), brought this lawsuit pursuant to 42 U.S.C. § 1983 alleging unconstitutional conditions of confinement care while in the IDOC's custody, in violation of his rights under the Eighth Amendment. (*See Am. Compl.*) (ECF No. 12). On March 11, 2022, Plaintiff filed his Second Amended Complaint, adding Jeremigh Daly and Maurice Lake as defendants to the same claims.

2. On April 21, 2022, the Parties jointly filed a status report. (ECF No. 68.) The Parties also reported they were optimistic about the possibility of settlement with the Court's assistance. The Parties also reported that Plaintiff had not responded to Defendants' interrogatories from

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December 2021, understanding that since January 2022, discovery had been stayed because Plaintiff could not access the Stateville Correctional Center library. (Order, Jan. 13, 2022) (ECF No. 45.) The interrogatories examine Plaintiff's purported exhaustion of administrative remedies prior to filing suit under the Prison Litigation Reform Act, among other things.

3. On April 25, 2022, Plaintiff filed a "Supplemental Joint Status Report," stating that if a motion for summary judgment on exhaustion of remedies is to be filed, that issue should be addressed. (See Suppl. Joint Status Report ¶ 9) (ECF No. 69.)

4. Although Defendants' undersigned counsel was initially optimistic about the possibility of settlement due to the relative reasonableness of Plaintiff's initial demands, Plaintiff failed to exhaust his administrative remedies prior to filing suit on February 1, 2021, as required under the Prison Litigation Reform Act, 42 U.S.C. § 1998e(a).

5. While Plaintiff's answers to Defendants' December 2021 interrogatories relating to exhaustion remain outstanding, a recent review of Plaintiff's entire record with the Illinois Department of Corrections' Administrative Review Board— from March 2019 to October 2021— reveals that every grievance relating to Plaintiff's conditions of confinement at Stateville Correctional Center were denied because Plaintiff failed to follow grievance procedures.

6. Accordingly, Defendants have a meritorious and total affirmative defense to Plaintiff's claims that they wish to pursue prior to settlement.

7. Defendants' undersigned apologizes for this oversight. Because Plaintiff has not submitted a settlement letter to Defendants pursuant to this Court's April 26, 2022, order, Plaintiff is not prejudiced by Defendants' motion to strike the settlement conference.

8. Additionally, because Defendants wish to pursue the issue of exhaustion of remedies under 42 U.S.C. § 1997e(a), Defendants respectfully request that this Court stay merits discovery.

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Defendants, however, ask that Plaintiff still be required to respond to their Interrogatories from December 2021 relating to Plaintiff's grievances.

WHEREFORE, Marcus Hardy, Quentin Tanner, David Gomez, Jermiagh Daly (incorrectly sued as "Jeremiah Daley"), and Maurice Lake respectfully request that this Honorable Court grant their Motion, (1) excusing Defendants from submitting the May 26, 2022 settlement letter; (2) striking the June 8, 2022, preliminary settlement discussion with the Court; (3) staying merits discovery pending the filing of Defendants' Motion for Summary Judgment for Failure to Exhaust Administrative Remedies, and (4) granting any such further relief that may be just and proper.

Respectfully submitted,  
 MARCUS HARDY,  
 QUENTIN TANNER,  
 DAVID GOMEZ,  
 JERMIAGH DALY,  
 MAURICE LAKE

Date: May 19, 2022

KWAME RAOUL  
 Attorney General of Illinois

*/s/ Daniel N. Robbin*  
 \_\_\_\_\_  
 ATTORNEY DANIEL N. ROBBIN  
 BAR NO. 6321386  
 Assistant Attorney General  
 General Law Bureau, Prisoner Litigation  
 Office of the Illinois Attorney General  
 100 W. Randolph St., Fl. 13  
 Chicago IL 60601-3218  
 (312) 814-7199  
 daniel.robbin@ilag.gov

**UNOFFICIAL COPY****CERTIFICATE OF SERVICE**

On May 19, 2022, the undersigned electronically filed the foregoing document with the Clerk of the Court for the Northern District of Illinois and mailed a copy to the plaintiff via U.S.

Post at the following address:

Yarii Ameer Massey Jr.  
Stateville Correctional Center  
R72867  
P.O. Box 112  
Joliet, IL 60434

I certify under penalty of perjury that the foregoing is true and correct.

Executed on May 19, 2022.

/s/ Daniel N. Robbin

ATTORNEY DANIEL N. ROBBIN

BAR NO. 6321386

Assistant Attorney General

General Law Bureau, Prisoner Litigation

Office of the Illinois Attorney General

100 W. Randolph St., Fl. 13

Chicago IL 60601-3218

(312) 814-7199

daniel.robbin@ilag.gov

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EXHIBIT 6H

## OFFICE OF THE ATTORNEY GENERAL REQUEST FOR ADVANCE OF FUNDS STATE OF ILLINOIS

Date 5/19/22	Bureau/Division General Law Bureau
Case Name and Number People ex rel IDOL v Europa Bakery, et al. 18 CH 13202	
Court	

An advance of \$ 88.00  
is required under the authority of 15 ILCS 205/4a for:

(Check one and fill in the blanks)

Payment of Witness Fee\* Cook County Recorder's Office  
NAME OF WITNESS

Advancement of Fee filing Memorandum of Judgment  
TYPE OF FEE

Purchase of Evidence  
Type of Evidence \_\_\_\_\_  
Purpose \_\_\_\_\_

Make Check Payable to Cook County Recorder's Office  
NAME OF WITNESS/COURT

Requested by Sean Imburgia  
SIGNATURE OF ASSISTANT ATTORNEY GENERAL/INVESTIGATOR

Approved by Katherine Lament  
BUREAU CHIEF OR DESIGNEE

**OFFICE OF THE ATTORNEY GENERAL** 10-13 2804  
**SPECIAL ADVANCE FUND**  
 100 WEST RANDOLPH STREET  
 CHICAGO, IL 60601

Date May 23, 2022

Pay to the Order of Cook County Recorder's office \$ 88.00  
Eighty-Eight Dollars

**PNC BANK**  
 PNC Bank, N.A. 071

For 1266 / General Law [Signature]

VOID AFTER 120 DAYS

⑆071921891⑆ 4804853381⑆ 2804

Harland Clarke