

# RESUME

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## **The Honorable Russell W. Hartigan (Ret.)**

HARTIGAN LAW GROUP, LLC

53 W. Jackson Boulevard | Suite 840

Chicago, IL 60604

(312) 285-2646 | *Office*

(312) 860-5327 | *Cell*

Office Email: [russ@rwhartiganlaw.com](mailto:russ@rwhartiganlaw.com)

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### **EDUCATION**

John Marshall Law School – Juris Doctorate

DePaul University B.S.C. – Commerce

DePaul University M.B.A. Program

St. Ignatius High School, Sports “Hall of Fame”

### **LAW LICENSING**

State of Illinois and State of Wisconsin

### **ARBITRATION/MEDIATION**

- Independent Arbitrator-selected by Attorneys
- UIM cases, casualty cases, employment and commercial disputes
- Arbitrator-American Arbitration Association, Current New York American Arbitration Association, 2-day Seminar (2017)
- Best Practices Seminar-Construction and Commercial Appointed Court Certified Mediator
- Major Case Mediator-Circuit Court of Cook County Member, Law Division
- American Bar Association Dispute Resolution Committee
- Chicago Bar Association Mediator, Law Division Cases, Chicago Teachers Pension Fund, Administrative Hearing Officer, Retired Teachers
- Ford Motor cases, Arbitrator, Current

### **MEDIATION TRAINING**

- Advanced Civil Mediation
- National Judicial College, October 1-3, 2012, Chicago, IL Chicago Bar Association Mediation Program
- Advanced Judicial Academy, June 2013, Champaign, IL "Reason, Emotion and the Psychology of Judgment Seminar"
- "Dispute Resolution Committee" American Bar Association

### **HEARING REPRESENTATIVE**

- Secretary of State, Chicago, IL
- Driver's License Hearing Contract Representative, 2017 – Present

**LEGAL EXPERIENCE**

January 2025 – Present

**HARTIGAN LAW GROUP, LLC - OWNER**

53 W Jackson Boulevard, Ste 840  
Chicago, IL 60604

- Arbitrator / Mediator
- Defense Civil Litigation
- Real Estate
- Light Criminal Work

December 2023 – December  
2024

**RUSIN LAW, LTD.**

10 South Riverside Plaza – Suite 1925  
Chicago, IL 60606

June 2023 - November 2023  
(Firm Dissolved)

**PATTON & RYAN LLC, PARTNER**

330 N. Wabash Ave, Suite 3800  
Chicago, IL 60611

*Principal Responsibilities:*

- Defense Civil Litigation

Firm Dissolved – November 2023

May 2017 – June 2023

**GOLDSTINE, SKRODZKI, RUSSIAN, NEMEC AND HOFF, LTD.,  
PARTNER**

835 McClintock Drive, Second Floor  
Burr Ridge, IL 60527

*Responsibilities:*

- Mediation Practice and Civil Litigation

2008 – October 2010

**HARTIGAN & O'CONNOR P.C.**

20 North Clark Street, Suite 1250  
Chicago, IL 60602

*Responsibilities:*

- Engaged in Civil Trial work including Casualty and Municipal Defense, Workers' Compensation, Personal Injury and Arbitration/Mediation

November 1989 – 1996

**HARTIGAN & CUISINIER P.C., PARTNER**

222 North LaSalle Street Chicago, IL 60601

*Responsibilities:*

- Engaged in Civil Trial work including Casualty and Municipal Defense, Workers' Compensation, Personal Injury and Arbitration/Mediation

1988 – November, 1989

**GOGGIN, CUTLER, HULL & HARTIGAN, PARTNER**

135 S. LaSalle Street, Suite 2147  
Chicago, IL 60603

*Responsibilities:*

- Engaged in Civil Trial work, Casualty and Municipal Defense, Worker's Compensation and Personal Injury

1981 – 1988

**SCANLAN & HARTIGAN, LTD., MANAGING PARTNER**

134 North LaSalle Street, Suite 210

Chicago, IL 60602

*Responsibilities:*

- Engaged in Civil Trial practice with accent on Personal Injury Plaintiff and Defense, Municipal Liability and Worker's Compensation
- Developed Insurance Defense clients and Municipal clients.

1977 – 1981

**GARBUTT & JACOBSON, ASSOCIATE**

- Engaged in Personal Injury Defense for Insurance Carriers with accent on Motor Vehicle, Premises Liability and Worker's Compensation Defense
- Handled Municipal Defense for the City of Berwyn, City of Evanston and City of Chicago

1976 – 1977

**SHIPPERS, BETAR, LAMENDALLE & O'BRIEN, ASSOCIATE ATTORNEY**

Chicago, IL

*Responsibilities:*

- Engaged in General Practice with emphasis on Civil and Federal Criminal Litigation

**TRIAL EXPERIENCE**

A.B.O.T.A. Member

Tried over 60 Jury Trials in State and Federal Court – Both Plaintiff and Defense in Complex litigation. Have lectured or written on Jury Selection, Affidavits, Rule 213 Disclosure, Daubert/Frye Expert disclosure; Cross-Examination, Law Office Management, Post-Trial Motions and Appeals, and Uninsured Motorist Coverage for LawEd series, ISBA Seminars, West Suburban Bar Seminars, Chicago Bar and NWSBA Seminars. Written Trial Briefs; Southwest Bar on Rule 213 in 2014 and Articles for Civil Practice Committee for the Illinois State Bar Association; Seminar 2017 "View From the Bench" S.W. Bar Association Seminar (speaker) "Municipal Liability 2018" Allerton Conference Speaker, Bloomington, IL, Civil Procedure, Chicago Bar – "Municipal Topics"

**JUDICIAL EXPERIENCE**

March 2012 – January 2017

**CIRCUIT COURT OF COOK COUNTY**

Fifth Municipal District 10220 South 76<sup>th</sup> Avenue Bridgeview, IL 60455 | Law Division Call

Assigned to Civil Jury Call, trying and settling civil jury and non-jury civil cases.

October 2010 – March 2012

**CIRCUIT COURT OF COOK COUNTY**

First Municipal District - 50 West Washington  
Chicago, IL 60602

Received "Highly Recommended" ratings from the Chicago Bar Association and Illinois State, Appellate Court

**BAR RATINGS**

Always rated "Highly Recommended" by the Chicago Bar Association for the Circuit Court and Alliance and the Appellate Court

**APPOINTED ILLINOIS  
SUPREME COURT JUDGE**

2010, Appointed Circuit Court Judge, by Chief Justice of the Illinois Supreme Court, Hon. Thomas Fitzgerald

**ELECTED COUNTRYWIDE  
CIRCUIT COURT JUDGE**

December 2012 for a six (6) year term – 2016

**ILLINOIS SUPREME  
COURT APPOINTMENT**

2016 Illinois Appointment by "Supreme Court to Committee on Judicial Performance and Evaluation Committee" – Appointed Member through 2022

2017 "Supreme Court Committee on Pre-Trial Detainees" - Past Member

**LEGISLATIVE**

State Rep Candidate 43<sup>rd</sup> and 7th Districts – Cook County

**DISTINCTIONS/  
PROFESSIONAL AWARDS**

- President of the Illinois State Bar Association (2017-18)
- 2024 Award for service to Illinois Bar Foundation and Care Program
- Recent Justice-Phi Alpha Delta Law Fraternity 2021-24
- Presidential Appointment Dec., 2020 to Law PAC on behalf of ISBA, 3-year Legislative term 2023
- Current Member ISBA Bench and Bar, and Local Government Law Section
- Elected American Bar Association-ISBA Delegate to the House of Delegates through June 2021
- Member of the Judges Association "Media and Retention"
- Current Member, Illinois Bar Foundation "Lawyers Care Fund," Helping Lawyers in Distress – Received Award June 2024

- Current ISBA Assembly Member 2019-2021, 1979-81, 2005-2008, 1979, present to 2025
- Decalogue Society "The Light of Truth Award"
- Illinois Judges Association-Dec. 2017 "Community Achievement Award"
- Mary Bouton Award-Women's Bar Association, 2019
- 2017-Award-IL Local Government Lawyers Association "Lifetime Achievement Award"
- Elected-Advocate- Member of American Board of Trial Advocates (you must qualify for Admission with at least 30 Jury Trials)
- Elected Board of Governors 2010-2012, 2007-2010, 1998-2004
- Assembly – Current Member – I.S.B.A. through 2025
- Elected Secretary 2002, 2003, Treasurer 2001, 2002
- Past President of the West Suburban Bar
- Appointed to the Illinois Bar Foundation, 2014-2017, 2009-2013, 2007-2008, 2004-2007, Gala Chair 2013, 2016, 2017
- Past Member of the Executive Committee of the West Central Municipal Conference 2009, 2010 Vice-Chair
- Appointed to Chicago Metropolitan Agency for Planning, representing West and South Cook County 2008-2010
- John Marshall Alumni Board, President 2007-2008
- West Suburban Bar Honor"" Judicial Achievement Award"

## **SPEAKER AND AUTHOR**

### **Illinois State Bar**

- Motions *in Limine*, Presenter-November 2016
- Supreme Court Rule (213), Presenter, 2010-2015 Motion Practices "A View from the Bench" 2011
- Frye and Daubert Expert Testimony-2013
- UIM Chicago, IL; Cross-Exam, New Orleans, LA 2010
- Municipal Liability "Sidewalk cases and Affirmative Defenses,"2015
- Speaker "Evidence, Before, During or After Trial or Settlement 2017
- "A View from the Bench," Civil Section Council Practice 2017
- Ethics-Tort Section Council 2017

- "A View from the Bench"-Civil Practice and Trial, May 2017
- Ethical Considerations and Trial Practice Evidence, May 2017
- Anatomy of a Medical Negligence Trial, November 2017
- Profession under Pressure Stress-From Attorney and Judicial Viewpoint, November 2017
- Workers' Comp, Negligence and Covid-19, 2020 ISBA Bar Journal, Vol. 108

#### West Suburban Bar

- Seminar Civil Topic, Oak Brook, IL, January 2015
- Supreme Court Rule 213, Elmhurst, IL, 2013
- Post-Trial Motions, Oak Brook, IL, 2011
- Major Crime Assistance Team (MCAT) Northwest Suburban Police Department, 2015-2017
- S.W. Bar Association - Municipal Liability –Lecture

#### North Suburban Bar

- Municipal Law from the Plaintiff's and Defendant's Perspective, January 2018

#### Northwest Bar

- Supreme Court Rule 213, Presented in 2013

#### DuPage Bar

- Municipal Topics, October 2021

#### Chicago Bar Seminar

- Objections from a Judge's Perspective, December 2015 Municipal Law Seminar-Speaker 2019 and 2022

#### Allerton Hours (conference(s))

- Social Media-2013, Champaign, IL
- Photographic Evidence, 2012, Champaign, IL
- New Realities of Civil Practice, 2015, Utica, IL
- Mediation, 2017
- 2019 Civil Procedure-Civil Practice Committee ISBA "Sidewalk Presentation," ISBA Civil Practice Section 2020

**TEACHING EXPERIENCE:**

2018 – current

**Chicago Kent College of Law**

Adjunct Professor-Law Practice Management and Trial Advocacy  
Part-time – current

Appointed by Illinois Supreme Court Pre-Trial Defense Committee to  
Judicial Performance Committee

1988 – 1999

**DePaul University**

School for Professional Studies - “Law and the Work Place”

2008-2017

2014-2017

**John Marshall Law School**

Adjunct Professor-Law Office Management Course Adjunct  
Professor-Trial Advocacy

1987-1999

**Northwestern University College** – Taught Business Law  
and Contracts (Part-time)

1977-1987

**Morton Junior College**

Taught Business Law, Real Estate Law and Insurance Law  
(Part-time)

1974-1975

**Marist High School**

Chicago, IL  
Taught Business Law (Full-time)  
Coached Football

**COMMUNITY AWARDS**

- St. Ignatius Law Society-Highest Medal of Excellence in the Law, 2018
- St. Ignatius High School President's Alumni Medal, 2014
- John Marshall Law School resident's Award, 2012
- John Marshall Law School Leadership Award, 2009
- St. Ignatius Athletic Hall of Fame Western Springs Man of the Year, 2008
- Fellowship Club of Western Suburbs Award, 2007
- Des Plaines Valley Boy Scouts Community Leadership, 2006
- Community Extension Project Service Award, 2004
- Y.M.C.A. Person of the Year

**PAST COMMUNITY  
INVOLVEMENT AND  
ELECTED POSITIONS**

- Township Supervisor, Lyons Township, Dec. 2008-2012
- Elected Lyons Township Trustee, 2005-2009, 2001-2005
- Elected Trustee, Village of Western Springs, 2003-2007
- Elected Lyons Township School Trustee, 1998-2005
- Prosecutor, Village of Brookfield, 2002-2004
- President Lyons Township Mental Health Board, 2000-2003
- Current Member of Lyons Township 708 Mental Health Board

- Elected Lyons Township School Trustee, 1996-2003 Village of Western Springs Zoning Board, 1994-2003
- City of Evanston Attorney Assigned Cases and Board of Ethics Attorney
- President, Board of Directors, Berwyn YMCA
- Berwyn-Cicero Council on Aging, City of Berwyn, City Attorney, and Assigned Cases - Litigation
- John Marshall Law School Class President
- John Marshall Law School Member Gavel Society

**CURRENT COMMUNITY INVOLVEMENT:**

- Commissioner, Lyons Township Mental Health Board 2021- 2027
- Illinois Judge's Association Travel and Program Committee
- Current Foundation Board Member Berwyn PAV YMCA

**MOST RECENT**

- CCMSI Municipal Seminar – November 2024
- Board Chair ISBA Mutual Insurance Company, Lawyer's Insurance
- May 2024 Illinois Bar Foundation Honoree
- Phi Alpha Delta Law Fraternity
- Three Terms Justice – 2019-2024
- Honoree “Super Lawyer” 2020-2024
- Municipal Law

**HOBBIES**

- Illinois Tournament Handball Player
- Certified Illinois High School and College Football Referee
- Award from Illinois High School Association for football and referee college football
- Handball
- Golf

**REFERENCES:**

Chief Judge of Cook County, The Honorable Timothy Evans,  
The Daley Center  
50 West Washington Street  
Chicago, IL 60602

The Honorable Thomas Lyons - Law Division  
The Daley Center  
50 West Washington Street  
Chicago, IL 60602

The Honorable James Fitzgerald Smith - Illinois Appellate Court

The Honorable Terrence Lavin  
Illinois Appellate Court Justice - First District  
Chicago, IL



The Honorable William Haddad (Ret.)  
ADR Systems  
20 North Clark Street, 29<sup>th</sup> Floor  
Chicago, IL 60602

The Honorable E. Kenneth Wright  
Presiding Judge – Municipal Division  
The Daley Center  
50 West Washington Street  
Chicago, IL 60602

The Honorable Michael Hogan (Ret.)  
ADR Systems of America  
20 North Clark Street, 29<sup>th</sup> Floor  
Chicago, IL 60602

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**CASES HANDLED PERSONALLY BY RUSSELL W. HARTIGAN  
ARE ATTACHED**

# **RUSSELL HARTIGAN**

## **AND ASSOCIATES**

### **Cases handled personally by Russell W. Hartigan**

Vacala v. Village of LaGrange, 260 Ill.App.3d 599 (1<sup>st</sup> Dist. 1994)  
Smith v. Evanston, 260 Ill.App.3d 925 (1<sup>st</sup> Dist. 1994)  
Murphy v. General Motors, 285 Ill.App.3d 278 (1<sup>st</sup> Dist. 1996)  
Douglass v. Dolan, 286 Ill.App.3d 181 (2<sup>nd</sup> Dist. 1997)  
Home Insurance v. Bauman, 684 N.E.2d 828 (1st Dist. 1997)  
Lococo v. XL Disposal, 307 Ill.App.3d 684 (3<sup>rd</sup> Dist. 1999)  
Crowley v. Berwyn, 306 Ill.App.3d 496 (1<sup>st</sup> dist. 1999)  
Yaccino v. State Farm, 346 Ill.App.3d 431 (1<sup>st</sup> Dist. 2004)  
Williams v. Evanston, 883 N.E.2d 85, 378 Ill.App.3d 590 (1<sup>st</sup> Dist. 2007)  
Zappia v. St. Paul Fire and Marine, 364 Ill.App.3d 883 (1<sup>st</sup> Dist. 2006)  
Buenz v. Frontline, 368 Ill.App.3d 10 (1<sup>st</sup> Dist. 2006); 227 Ill.2d 302 (Ill.2008)

Vacala – (analysis of immunity for signs and pavement markings)

Smith – (established “loss of normal life” as an element of recoverable damages)

Murphy – (analysis of admissibility of expert affidavit in opposition to motion for summary judgement)

Douglas – (summary judgment affirmed in accident involving motorcycle)

Home Insurance – (summary judgment affirmed in matter involving waiver of subrogation rights pursuant to contract)

Lococo – (analysis regarding Rule 213 disclosures of expert witness opinions and their admissibility)

Crowley – (summary judgment affirmed in grant of immunity for frontline firefighter pursuant to Tort Immunity Act)

Yaccino – (municipalities not obligated to contribute to towards settlement/judgment on a pro rata basis with private insurer)

Williams – (summary judgment affirmed pursuant to 5-106 of Tort Immunity Act for municipal paramedics involved in accident while responding to emergency call)

Zappia – (First District held that a trial de novo clause in an underinsured motorist policy does not violate public policy)

Buenz – (indemnification clause in non-construction contract can indemnify a party against all claims, expenses and attorneys’ fees)

**JUDGE RUSSELL HARTIGAN  
APPEALS**

- **People v. Jonathan Caccioppo**
  - Rule 23; 1-11-2737; 2013 Ill. App. 112737
  - If the relay (here) in a rescission hearing is attributable to the Defendant, there is no due process violation and he is not entitled to recession of the statutory summary suspension based on an untimely hearing.
  - (Affirmed)
- **People v. Michael Coleman**
  - 2013 Ill.App.; Rule 23; 12-22296 (reversed)
  - Circuit Court relied on hearsay evidence to support the elements of the offense.
- **Alliance v. Forest Villa**
  - 1-15-0169; 2015 Ill.App. 150169
  - The Condominium Act authorizes a board to hire a management company and does not place a limit on the duration of contracts.
  - Board does not have power to waive the By-Laws.
  - (Affirmed)
- **Dunagan v. Oragan Aleksic T's Truck Line Express**
  - 1-14-0748; Rule 23
  - Trial Court properly denied Plaintiff's Motion for Substitution of Judge under 735 ILCS 5/2-1001(a)(2)
  - (Affirmed)
- **Michael McDonald v. SaBeelel**
  - 1-14-0533; Rule 23
  - Any issue relating to the Trial Court's findings and basis for its legal conclusions cannot be reviewed for error, because of an inadequate record of proceedings.
  - (Affirmed)
- **People v. Ronald Amador**
  - 1-12-0666; 2015 Ill.App. 120666-Y
  - Intoxication is a question for the trier of fact, if trial court, then it's resolved on the basis of having assessed the credibility of the witnesses and sufficiency of the evidence.
  - (Affirmed)

- Israel Monsalvo (minor) v. Village of Bensenville and City of Elmhurst
  - 97 L 12168
  - \$4.8 million settlement (\$1.8 paid by Village; \$2.9 paid by Elmhurst)
  - Judge Martin Agran
  - Plaintiff Attorney: Michael McArdle
  - Defense Attorney: Russell W. Hartigan, Don Nathan, Steven Puiszis
- Susan Coniglio v. City of Berwyn, Alan Zank and Mayor Tom Shaughnessy
  - 99 C 4475
  - Offer: \$75,000; Demand: \$1 million
  - Not guilty for all
  - Plaintiff attorney: William Kurnik, Andrew Acker
  - Defense Attorney: Russell W. Hartigan (City of Berwyn, also Larry Weiner)
- Rick Aleman v. Village of Hanover Park, et al
  - 97 C 5049
  - Judge Elaine E. Bucklo granted summary judgment on all counts in a 47-page Memorandum Opinion
  - U.S. Court of Appeals Opinion – 10-3523, September 26, 2011
- Randal Williams & Marcus Brown v. City of Evanston & Jeffrey Gonzales
  - December 6, 2007; 1-06-3392; Ill. Appellate Court
  - No utter indifference or conscious disregard shown by fire department. Fire department policy does not constitute evidence of willful and wanton conduct.
- Richard Roe v. Village of Westmont
  - 02 C 7256; February 24, 2003
  - Defendant's Motion to Dismiss Denied
- Miriam Sanchez v. City of Berwyn
  - 1-10-3555; Ill. Appellate Court; 2011 App(15) 10-3555
  - Rule 23
  - Once the Plaintiff accepted the settlement for her worker's compensation claim from the City of Berwyn, the Act barred the Plaintiff's subsequent suit against the City of Berwyn. An absolute bar.
- Gary Carr v. Village of Willow Springs
  - 01 C 7807; June 15, 2002
  - Defendant's Motion to Dismiss denied. The Equal Protection Clause does not require Plaintiff to be a member of a class. Just show that you were treated differently.
- Limestone vs. Village of Lemont
  - 07-1438; January 25, 2007; Decided April 1, 2008
  - Plaintiff's lawsuit dismissed since allegations are time-barred and Plaintiff failed to bring suit within the statute of limitations.

- **Gorgis vs. Village of Niles**
  - 95 C 3797
  - Defendant's Motion for Summary Judgment granted. Defendant came forward with evidence of a legitimate, non-discriminatory reason for its decision.
- **Stanley Olson v. Williams All Season Company and City of Highland Park**
  - 08 L 866; Second District; Appellate Court
  - Duty to have lighting on a building is a question of law. There were genuine issues of material facts regarding proximate cause.
- **John Graehling v. Village of Lombard & Steven Williams**
  - 95-1263; June 20, 1995
  - The ADA does not apply to resignations tendered before its effective date.
- **Larry McKinnon v. City of Berwyn**
  - December 1984; 83-2799; 750 F. 2<sup>nd</sup> 1383
  - Not to say a supervisor is immune from liability, it is just that he must be personally at fault.
- **Harold Rubin v. City of Berwyn**
  - 79 C 2460; June 1982
  - The Ordinances (Berwyn) fail completely to reasonably regulate or limit the locations or numbers of requested newsstands and fail completely to specify narrow, objective or definite time, place or manner restrictions consonant with First Amendment considerations.
- **Dilipnandi v. North Shore Cycles**
  - 91 L 19683; 1-96-2247
  - Whether evidence of experiments made or tests performed should be admissible at trial depends on whether the "essential conditions or elements are substantially similar to those existing at the time of the accident".
- **Rick Aleman v. Village of Hanover Park**
  - 10-3523; 662 F. 3<sup>rd</sup> 897
  - When an accused has invoked his right to have counsel present during custodial investigation, a valid waiver of material right cannot be established by showing only that he responded to further police-initiated custodial interrogation even if he has been advised of his rights.
- **Kyle Salek / State of Illinois – Department of Human Rights**
  - 21B990023; Charge No. 1999CF0829
  - Respondent's decision not to employ Complainant was based on a criterion constituting a bona fide occupational qualification which did not violate the Human Rights Act.
- **Stephen Handke v. Allied Tube & Conduit**

- 02 L 10252; 1-05-3387
- Sufficient evidence to create a question of fact as to whether Defendant's negligence caused Plaintiff's injuries.
- Joseph Zappia v. St. Paul Insurance
  - 04 L 8867; 1-05-0713
  - Trial DeNovo provisions included in arbitration provisions governing under insured motorist coverage do not violate public policy.
- Terrence Upton v. City of Evanston
  - 99 L 13742; 1-02-1070
  - Plaintiff failed to make a sufficient showing of either actual or constructive notice when he tripped over a No Parking sign.
  - City was immune under 3-102(a) of the Tort Immunity Act.
- Debra Smith v. City of Evanston
  - 631 NE 2<sup>nd</sup> 1269; 1-91-4057
  - Aggravation of a pre-existing condition should not be included as a separate element in instruction on damages. Loss of a normal life should be not "disability".
- Shirley Vacala v. Village of LaGrange Park
  - 1-92-1553
  - The Standards to test whether a verdict resulted from a compromise is whether the verdict on the issue of liability was amply supported by the evidence.
- Elliott Cellini, Jerry Furshall, Edward Diamond vs. Village of Buffalo Grove
  - 09-2163
  - A disparity between the value of the settlement and the amount of damages which the jury might have awarded does not render the settlement agreement invalid.
- Jean Burden Meeks v. Dwight Welch and Country Club Hills
  - U.S. Court of Appeals 02-2460
  - When Irma showed the Mayor a copy of the report, it waived any privilege it possesses.
  - Once the document has been voluntarily disclosed, any privilege is waived.
- William Van Meter v. Darien Park District
  - 90-541; May 24; Illinois Supreme Court
  - A municipality must show that their actions were the result of policy decision and discretionary within the meaning of Section 2-201 of the Tort Immunity Act.
- Osideko v. City of Evanston
  - 08 C 4537
  - The existence of probable cause to arrest precludes

- **Lamar Whiteco v. City of West Chicago**
  - 2<sup>nd</sup> Judicial District; 2-08-0020
  - Plaintiffs did not argue that their claim for monetary relief would be unavailable in the state proceeding.
- **Rodriguez v. City of Chicago, Officer Garza, Officer Vlcansky, Officer Habiak**
  - 08 CV 3033
  - Self-critical analysis issue when Plaintiff attorney subpoenaed the independent police review authority records.
  - Defense filed a motion to quash.
- **Buenz v. Frontline Transportation**
  - Illinois Supreme Court; 10-3562; 2008
  - The express language of the interchange agreement entered into between Frontline and Cosco clearly and explicitly provides indemnification for Cosco's own negligence pursuant to the rest of the contract terms.
- **Thorncreek Apartments v. Village of Park Forest, Tom Miak**
  - 08 C 869; 08 C 1225; 08 C 4303
  - Judge Gary Feinerman
  - Prevailing Plaintiffs in a civil rights case are presumptively entitled to a reasonable fee. Calculate the number of hours reasonably expended on the litigation multiplied by a reasonable hourly rate.
  - Reasonableness of a fee award is the "degree of success obtained."