

**No. 2-19-0026**  
**IN THE APPELLATE COURT OF THE STATE OF ILLINOIS**  
**SECOND DISTRICT**

Andrew Gasser, Algonquin Township Road District,	)	
	)	Appeal from the Circuit Court
Appellants,	)	22nd Judicial Circuit, McHenry
	)	
v.	)	Circuit Court Case No. 17 CH 482
	)	
James Sweeney and International Union of Operating Engineers, Local 150,	)	Trial Judge Jasica Presiding
	)	
Appellees.	)	

**LOCAL 150's MOTION FOR RECONSIDERATION AND SANCTIONS**

Appellees James M. Sweeney and the International Union of Operating Engineers, Local 150, AFL-CIO (collectively "Local 150"), respectfully request that this Court reconsider its July 9, 2019 Order, deny the Motion to Extend Time to Respond to Local 150's Motion for Sanctions filed by Appellants Andrew Gasser and the Algonquin Township Road District (collectively "Gasser"), and award Local 150 attorneys' fees and costs as a sanction against Gasser for including misleading and false statements in his Motion to Extend. In support of its Motion, Local 150 states as follows:

1. On June 25, 2019, Local 150 filed its Motion for Sanctions against Gasser because counsel for Gasser, Robert T. Hanlon, filed a brief containing multiple false statements and frivolous arguments. Specifically, the Motion for Sanctions was based on Hanlon's filing of Gasser's Reply Brief after certain false statements contained in the Reply Brief were discussed in open court prior to the filing of the Reply Brief. In addition, the Motion for Sanctions was based on Hanlon's failure to withdraw the Reply Brief after counsel for Local 150 sent Hanlon a letter which identified additional false statements and requested that the Reply Brief be withdrawn.

2. The Motion for Sanctions was served on Hanlon via multiple delivery methods, including an email sent on June 25, 2019, at 1:31 p.m. (Exhibit A).

3. On June 25, 2019, at 8:23 p.m., Hanlon responded to the email to which Local 150 attached its Motion for Sanctions with the following message (Exhibit A):

Please feel free to send me the engagement letter for your legal fees and copies of all checks and endorsements processed via a bank for attorney Fees and a sworn statement that you paid attorney fees and I certainly will consider withdrawing the reply you believe is at issue, but I believe it was correct.

4. Pursuant to Illinois Supreme Court Rule 361(b)(3), Gasser's response to the Motion for Sanctions was due to be filed within five days, which was July 2, 2019.

5. On July 5, 2019, Hanlon left a voicemail message with counsel for Local 150 regarding what he described as an effort to go "through the formality of asking for a continuance until July 10 to respond to [Local 150's] sanction motion."

6. On July 5, 2019, unbeknownst to counsel for Local 150, Hanlon filed a Motion to Extend Time to Respond to Local 150's Motion for Sanctions on behalf of Gasser. In the Motion to Extend, Hanlon suggests that he was in a hearing at the Illinois Labor Relations Board from June 25, 2019, to July 2, 2019 (Motion to Extend ¶¶ 2-3). Hanlon then states that he did not learn of the Motion for Sanctions until "over the holiday," but it is unclear if he is referring to July 4 or July 5 (*id.* ¶¶ 4-8). Hanlon then requests until July 11 to respond to the Motion for Sanctions, rather than the July 10, 2019 date he proposed to Local 150 via voicemail earlier that day (*id.*).

7. On July 8, 2019, counsel for Local 150 responded to the voicemail request for extension of time via email (Exhibit A). In the emailed response, counsel for Local 150 noted that no justification for the additional time was provided in the request, and reminded Hanlon that he reviewed the Motion for Sanctions on June 25, 2019, but failed to request additional time to respond until three days after the response was due (*id.*).

8. Later on July 8, 2019, Local 150 received a copy of Gasser's Motion to Extend via U.S. Mail.

9. On July 9, 2019, Local 150 began writing its response to Gasser's Motion to Extend. Local 150 intended to point out to this Court that Hanlon included false statements to justify his request for additional time to file his already untimely response to the Motion for Sanctions, which Local 150 filed because Hanlon made false statements in Gasser's Reply Brief.

10. Later in the morning on July 9, 2019, the parties received notice from the Clerk of this Court that Gasser's Motion to Extend was granted.

11. Local 150 seeks reconsideration of this Court's July 9, 2019 Order on the following grounds: (1) Local 150 did not have an opportunity to respond to the Motion to Extend; and (2) in making his Motion to Extend, Hanlon justified the need for additional time to respond with misleading and false statements.

12. Local 150 began writing its response to Gasser's Motion to Extend the day after it was received via U.S. Mail. Indeed, Local 150 intended on filing its response on July 9, 2019. Illinois Supreme Court Rule 361(b)(3) allows a party 10 days to file a response when a motion is served on it via U.S. Mail. Despite this 10-day time limit, Local 150 intended on filing its response within one day of receipt of Gasser's Motion to Extend; however, this Court entered its Order granting the Motion to Extend on that same day. Therefore, Local 150 respectfully requests that this Court entertain the arguments that Local 150 would have made in its response in the instant Motion for Reconsideration.

13. Local 150's response would have been limited to a single point, which Local 150 respectfully requests be considered: Hanlon's justifications for requesting additional time are misleading and false.

14. In his Motion to Extend, Hanlon suggests that he was in a hearing at the Illinois Labor Relations Board from June 25, 2019, to July 2, 2019 (Motion to Extend ¶¶ 2-3). This is misleading, at best. The hearing before the Illinois Labor Relations Board to which Hanlon refers was scheduled for June 25 and 26, 2019 (Exhibit B). However, when the parties arrived for the second day of the hearing on June 26, 2019, Hanlon stated that he was not feeling well and asked that the hearing be continued until June 27 or another date. After a short discussion, the hearing was continued to July 2, 2019 (Exhibit C). The hearing adjourned at approximately 9:37 AM on June 26, 2019, and reconvened at 9:00 AM on July 2, 2019 (*id.*). Therefore, Hanlon's suggestion that the hearing was from June 25 through July 2 is simply misleading.

15. Much more troubling, however, is the claim made by Hanlon that he did not learn of the Motion for Sanctions until "over the holiday" with the suggestion that his first knowledge of the Motion for Sanctions was July 4 or July 5 (Motion to Extend ¶¶ 4-8). These statements are false. On June 25, 2019, after the Motion for Sanctions was served on Gasser via email to Hanlon, Hanlon responded to the email with the following message (Exhibit A):

Please feel free to send me the engagement letter for your legal fees and copies of all checks and endorsements processed via a bank for attorney Fees and a sworn statement that you paid attorney fees and I certainly will consider withdrawing the reply you believe is at issue, but I believe it was correct.

16. This email from Hanlon not only proves that he learned of the Motion for Sanctions on June 25, 2019, but also proves that he read the Motion for Sanctions on June 25, 2019. The substance of the email specifically refers to the content of the Motion for Sanctions which involves the issue on appeal concerning Local 150's ability to collect attorneys' fees. Hanlon concludes the email by stating that he believes "it was correct," referring to the Reply Brief at issue in Local 150's Motion for Sanctions.

17. The inclusion of false statements to justify an extension of time to file an already untimely response to a motion based on prior false statements is beyond belief and sanctionable in and of itself. Illinois Supreme Court Rule 375(b) allows this Court to “condemn and punish the abusive conduct of litigants and their attorneys who appear before [it].” *Garlick v. Bloomingdale Twp.*, 2018 IL App (2d) 171013, ¶ 59, quoting *Fraser v. Jackson*, 2014 IL App (2d) 130283, ¶ 51. Illinois Supreme Court Rule 375(b) provides:

(b) ... If, after consideration of an ... action pursued in a reviewing court, it is determined that the ... action itself is frivolous, or ... was not taken in good faith, for an improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation, ... an appropriate sanction may be imposed upon any party or the attorney or attorneys of the party or parties. An appeal or other action will be deemed frivolous where it is not reasonably well grounded in fact and not warranted by existing law or a good-faith argument for the extension, modification, or reversal of existing law. An appeal or other action will be deemed to have been taken or prosecuted for an improper purpose where the primary purpose of the appeal or other action is to delay, harass, or cause needless expense.

Appropriate sanctions for violation of this section may include an order to pay to the other party or parties damages, the reasonable costs of the appeal or other action, and any other expenses necessarily incurred by the filing of the appeal or other action, including reasonable attorney fees.

The imposition of sanctions under Rule 375(b) is left to the sound discretion of this Court. *Garlick*, 2018 IL App (2d) 171013, ¶ 59.

18. As a result of the misleading and false statements made by Hanlon in the Motion to Extend, this Court should deny Gasser’s request for additional time to respond and award Local 150 its attorneys’ fees and costs associated with the filing of this Motion.

WHEREFORE, Local 150 respectfully requests that this Court reconsider its Order of July 9, 2019, and, upon consideration of the facts contained in this Motion, deny Gasser’s Motion to Extend Time to Respond to Local 150’s Motion for Sanctions, award Local 150 its attorneys’

fees and costs associated with the filing of this Motion, and enter any other relief deemed appropriate.

Dated: July 9, 2019

Respectfully submitted,

By: /s/ Robert A. Paszta

One of the Attorneys for Appellees

Names and Addresses of Attorneys for Appellees:

Dale D. Pierson (ARDC No. 6183882)  
Robert A. Paszta (ARDC No. 6300519)  
Local 150 Legal Department  
6140 Joliet Road  
Countryside, IL 60525  
Ph. 708/579-6663; Fx. 708/588-1647

Bryan P. Diemer (ARDC No. 6269637)  
Kenneth E. Edwards (ARDC No. 6226722)  
IUOE, Local 150, AFL-CIO  
6200 Joliet Road  
Countryside, IL 60525  
Ph. 708/482-8800; Fx. 708/588-1629

R. Mark Gummerson  
Zukowski, Rogers, Flood & McArdle  
50 Virginia Street  
Crystal Lake, IL 60014  
Ph. 815/459-2050

**CERTIFICATE OF SERVICE**

The undersigned, an attorney of record, hereby certifies that he caused a copy of the foregoing to be served upon the following via i2File, electronic mail, and facsimile on or before the hour of 5:00 p.m. on July 9, 2019:

Robert T. Hanlon  
Robert T. Hanlon & Associates  
131 East Calhoun Street  
Woodstock, IL 60098  
Ph. 815/206-2200; Fx. 815/206-6184  
*robert@robhanlonlaw.com*

By: /s/ Robert A. Paszta  
One of the Attorneys for Appellees

Names and Addresses of Attorneys for Appellees:

Dale D. Pierson (ARDC No. 6183882)  
Robert A. Paszta (ARDC No. 6300519)  
Local 150 Legal Department  
6140 Joliet Road  
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R. Mark Gummerson  
Zukowski, Rogers, Flood & McArdle  
50 Virginia Street  
Crystal Lake, IL 60014  
Ph. 815/459-2050

**§ 1-109 VERIFICATION BY CERTIFICATION**

In accordance with Illinois Supreme Court Rule 361(a), I, Robert A. Paszta, certify, pursuant to § 1-109 of the Illinois Code of Civil Procedure, that Exhibit A to this Motion is a true and accurate copy of an email exchange between counsel for the Parties, that Exhibit B is a true and accurate copy of the ILRB's Order regarding hearing dates, and that Exhibit C is a true and accurate copy of an email exchange between counsel for the Parties and ILRB Administrative Law Judge Purcell.

Under penalties as provided by law pursuant to § 1-109 of the Code of Civil Procedure [735 ILCS 5/1-109], the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

  
\_\_\_\_\_ (signature) 7/9/19 (date)  
Robert A. Paszta



# **EXHIBIT A**

## Rob Paszta

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**From:** Rob Paszta  
**Sent:** Monday, July 08, 2019 9:58 AM  
**To:** Rob Hanlon  
**Cc:** Bryan P. Diemer; Dale Pierson; Ken Edwards; Mark Gummerson  
**Subject:** RE: Algonquin Township Road District, et al. v. James Sweeney, et al. (2-19-0026)

Mr. Hanlon,

I received your voicemail from July 5, 2019, regarding your request for Local 150's agreement on an extension to file your response to our Motion for Sanctions which, pursuant to Illinois Supreme Court Rule 361(b)(3), was due on July 2, 2019. However, you did not include a reason for the requested extension in your voicemail. In the absence of any stated reason for needing additional time to respond and because of the importance of a prompt resolution of this case, Local 150 must oppose your request.

Moreover, as shown in your email response to the service of Local 150's Motion for Sanctions (below), you received and reviewed the Motion for Sanctions on the date it was filed. At the very least, your request for additional time could have been made prior to the date the response was due, instead of three days after it was due to be filed.

For many of your briefs throughout the course of your appeal and before the circuit court, you have requested a filing extension or simply filed untimely. We cannot agree to this requested extension, particularly with no justification for additional time being offered, because we have several employees who have been terminated, some for over two years, and a collective bargaining agreement which the Road District continues to disregard even though it has been deemed valid by Judge Jasica in the related State Court proceedings.

Best,

Rob

---

**From:** Rob Hanlon <Robert@ROBHANLONLAW.COM>  
**Sent:** Tuesday, June 25, 2019 8:23 PM  
**To:** Lisa Strand <LStrand@local150.org>; 8152066184@fax.moeits.com  
**Cc:** Cheryl Jandernoa <Cherylj@ROBHANLONLAW.COM>; Dale Pierson <DPierson@local150.org>; Rob Paszta <rpaszta@local150.org>; Bryan P. Diemer <BDiemer@local150.org>; Ken Edwards <KEdwards@local150.org>; Mark Gummerson <mgummerson@zrfmlaw.com>  
**Subject:** RE: Algonquin Township Road District, et al. v. James Sweeney, et al. (2-19-0026)

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please feel free to send me the engagement letter for your legal fees and copies of all checks and endorsements processed via a bank for attorney Fees and a sworn statement that you paid attorney fees and I certainly will consider withdrawing the reply you believe is at issue, but I believe it was correct.

**Robert T. Hanlon**  
**131 East Calhoun**  
**Woodstock, Illinois 60098**  
**815-206-2200**

This email message and any attachments are confidential and may be protected by the attorney/client or other applicable privileges. The information is intended to be conveyed only to the designated recipient(s) of the message. If you are not an intended recipient, please notify the sender immediately and delete the message from your email system. Unauthorized use, dissemination, distribution or reproduction of this message by other than the intended recipient is strictly prohibited and may be unlawful. Thank you.

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**From:** Lisa Strand [<mailto:LStrand@local150.org>]

**Sent:** Tuesday, June 25, 2019 1:31 PM

**To:** Rob Hanlon; [8152066184@fax.moeits.com](mailto:8152066184@fax.moeits.com)

**Cc:** Cheryl Jandernoa; Dale Pierson; Rob Paszta; Bryan P. Diemer; Ken Edwards; Mark Gummerson

**Subject:** Algonquin Township Road District, et al. v. James Sweeney, et al. (2-19-0026)

ATTN: Mr. Robert T. Hanlon

Please find attached a courtesy copy of Local 150's Motion for Sanctions filed today in the above case.

Lisa M. Strand  
Legal Assistant  
708/579-6667

# **EXHIBIT B**

**STATE OF ILLINOIS  
ILLINOIS LABOR RELATIONS BOARD  
STATE PANEL**

International Union of Operating Engineers,	)	
Local 150,	)	
	)	
Charging Party,	)	
	)	Case No. S-CA-17-137
and	)	
	)	
Algonquin Township Highway Department,	)	
	)	
Respondent.	)	

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International Union of Operating Engineers,	)	
Local 150,	)	
	)	
Charging Party,	)	
	)	
and	)	Case No. S-CA-18-067
	)	
Algonquin Township Road District a/k/a	)	
Algonquin Township Highway Department,	)	
	)	
Respondent.	)	

**ORDER SCHEDULING HEARING**

On April 22, 2019, Respondent filed a motion to continue the hearing in this matter scheduled for April 29 and 30, 2019. Counsel for Respondent explained that he is experiencing serious medical issues necessitating a continuance. He represented that he is scheduled to undergo surgery for these issues on April 24, 2019, and that the recovery period would extend to June 7, 2019. Counsel indicated that Charging Party would not agree to the request or provide alternative hearing dates. Counsel further provided three alternative hearing dates, the earliest of which are July 30 and 31, 2019.

Charging Party objected to the motion on the basis that the motion for continuance is intended to delay a hearing on the merits of the parties' dispute. Charging Party represented that it did not flatly reject any continuance but, rather, proposed reinstatement of discharged employees

and adherence to the terms of the collective bargaining agreement (CBA). Charging Party noted that in a hearing in the circuit court on April 9, 2019, in the parties' litigation concerning the enforceability of the CBA, counsel for Charging Party represented that he was available for hearing on May 13 and 14, as well as the afternoons of May 15, 16, and 17. Charging Party stated that if Respondent's counsel is facing serious health issues as represented, it would agree to a two-week continuance to permit Respondent to find other counsel.

Because the motion for continuance is opposed, I required Counsel for respondent to support the motion for continuance with an affidavit showing the reason for the request for continuance.

I have considered the parties' positions as set forth in their filings and,

**IT IS HEREBY ORDERED:**

That the hearing in the above-captioned matter scheduled for April 29 and 30, 2019, is canceled. The hearing is rescheduled for **June 25 and 26, 2019**, commencing at **9:00 a.m.** at the CHICAGO office of the Illinois Labor Relations Board, 160 N. LaSalle, Suite S-400, Chicago, Illinois.

The parties shall file a joint pre-hearing memorandum in the Chicago office of the Illinois Labor Relations Board. The pre-hearing memorandum should be filed by the close of business on **June 18, 2019**. The pre-hearing memorandum shall include:

- 1) A list of all exhibits to be offered by each party, and a statement that the parties have exchanged these exhibits.
- 2) Any objections to exhibits tendered by the other parties.
- 3) A list of proposed witnesses, an estimate of the time that will be required for the direct examination of those witnesses, and a brief general summary of the matters to which they will testify.
- 4) A joint statement of the uncontested material facts.
- 5) A joint statement of the issue(s) in dispute. If the parties cannot agree on the issue(s) in dispute, each is to provide its issue statement in the prehearing memorandum.

In order for this hearing to proceed quickly and smoothly:

- Exchange your exhibits with the other party as soon as possible.
- Request and serve any subpoenas you require well in advance of the hearing so that I can resolve any objections to the subpoenas prior to the hearing.
- Thoroughly discuss evidentiary stipulations and joint exhibits with opposing counsel before the hearing. Due to our budgetary constraints, we cannot allocate hearing time for issues about which the parties should be able to stipulate.
- Mark your exhibits prior to the start of the hearing. If you plan to introduce five (5) or more exhibits, put them in a binder and use tabs appropriately. Even if you plan to introduce fewer than five exhibits, feel free to put them in a binder and use tabs appropriately.
- Bring sufficient copies of all exhibits and documents, as our office will not be able to make copies for the parties at the hearing. Make sure to bring enough copies of your exhibits so that the ALJ has her own copy of each exhibit to follow along with during the hearing.

**CONTINUANCE SHALL BE GRANTED ONLY UPON JOINT, OR UNOPPOSED, REQUEST.**

**Issued in Chicago, Illinois, this 25th day of April 2019**

**STATE OF ILLINOIS  
ILLINOIS LABOR RELATIONS BOARD  
STATE PANEL**

*/S/ Sharon Purcell*

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**SHARON PURCELL**  
**Administrative Law Judge**  
Sharon.Purcell@illinois.gov

# **EXHIBIT C**



## Rob Paszta

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**From:** Purcell, Sharon <Sharon.Purcell@illinois.gov>  
**Sent:** Wednesday, June 26, 2019 9:37 AM  
**To:** Rob Hanlon; Rob Paszta; Bryan P. Diemer  
**Subject:** RE: Case Nos. S-CA- 17-137 & S-CA-18-067

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Counsel,

As discussed on the record in this case this morning, the hearing scheduled for today, June 26, 2019, is rescheduled to Tuesday, July 2, 2019, at 9:00 a.m.

Sharon Purcell  
Administrative Law Judge  
Illinois Labor Relations Board  
160 North La Salle Street  
Suite S-400  
Chicago, Illinois 60601  
(312) 793-6383

---

**From:** Purcell, Sharon  
**Sent:** Thursday, April 25, 2019 11:34 AM  
**To:** Rob Hanlon <Robert@ROBHANLONLAW.COM>; Rob Paszta <rpaszta@local150.org>; Bryan P. Diemer <BDiemer@local150.org>  
**Subject:** RE: Case Nos. S-CA- 17-137 & S-CA-18-067

Order attached.

Sharon Purcell  
Administrative Law Judge  
Illinois Labor Relations Board  
160 North La Salle Street  
Suite S-400  
Chicago, Illinois 60601  
(312) 793-6383

---

**From:** Rob Hanlon <[Robert@ROBHANLONLAW.COM](mailto:Robert@ROBHANLONLAW.COM)>  
**Sent:** Tuesday, April 23, 2019 10:16 AM  
**To:** Purcell, Sharon <[Sharon.Purcell@illinois.gov](mailto:Sharon.Purcell@illinois.gov)>  
**Cc:** Rob Paszta <[rpaszta@local150.org](mailto:rpaszta@local150.org)>; Bryan P. Diemer <[BDiemer@local150.org](mailto:BDiemer@local150.org)>; ILRB.Filing <[ILRB.Filing@Illinois.gov](mailto:ILRB.Filing@Illinois.gov)>  
**Subject:** [External] RE: Case Nos. S-CA- 17-137 & S-CA-18-067

Judge Purcell,

Enclosed please find the Road District's Reply in Support of its Motion to Continue. We will send hard copy via US mail.

**Robert T. Hanlon**  
131 East Calhoun  
Woodstock, Illinois 60098  
815-206-2200

This email message and any attachments are confidential and may be protected by the attorney/client or other applicable privileges. The information is intended to be conveyed only to the designated recipient(s) of the message. If you are not an intended recipient, please notify the sender immediately and delete the message from your email system. Unauthorized use, dissemination, distribution or reproduction of this message by other than the intended recipient is strictly prohibited and may be unlawful. Thank you.

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**From:** Candice Mares [<mailto:cmares@local150.org>]  
**Sent:** Monday, April 22, 2019 4:00 PM  
**To:** Purcell, Sharon  
**Cc:** Rob Hanlon; Rob Paszta; Bryan P. Diemer  
**Subject:** Case Nos. S-CA- 17-137 & S-CA-18-067

Judge Purcell,

Enclosed please find Local 150's response in opposition to Road District's Motion to Continue. We will send hard copy via US mail.

Thank sd Mares  
Assistant to the Public Sector  
IUOE Local 150  
6200 Joliet Road  
Countryside, IL 60525  
Phone: (708)579.6642  
Fax: (708)387.8330

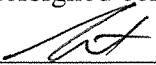


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**§ 1-109 VERIFICATION BY CERTIFICATION**

In accordance with Illinois Supreme Court Rule 361(a), I, Robert A. Paszta, certify, pursuant to § 1-109 of the Illinois Code of Civil Procedure, that Exhibit A to this Motion is a true and accurate copy of an email exchange between the Parties, that Exhibit B is a true and accurate copy of the IPLRB's Order regarding hearing dates, and that Exhibit C is a true and accurate copy of an email exchange between the Parties and IPLRB Administrative Law Judge Purcell.

Under penalties as provided by law pursuant to § 1-109 of the Code of Civil Procedure [735 ILCS 5/1-109], the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

 \_\_\_\_\_ (signature) 7/9/19 \_\_\_\_\_ (date)  
Robert A. Paszta \_\_\_\_\_

<p><b>Instructions ▼</b></p> <p>Check the box to the right if your case involves custody, visitation, or removal of a child.</p> <p>Enter the appellate court case number.</p> <p>Just below "In the Appellate Court of Illinois," enter the number of the appellate district where the appeal was filed.</p> <p>If the case name in the trial court began with "In re" (for example, "In re Marriage of Jones"), enter that name. Below that, enter the names of the parties in the trial court, and check the correct boxes to show which party filed the appeal ("appellant") and which party is responding to the appeal ("appellee").</p> <p>To the far right, enter the trial court county, trial court case number, and trial judge's name.</p>	<p><input type="checkbox"/> <b>THIS APPEAL INVOLVES A MATTER SUBJECT TO EXPEDITED DISPOSITION UNDER RULE 311(a).</b></p> <p style="text-align: center;">Appellate Case No.: <u>2-19-0026</u></p> <p style="text-align: center;"><b>IN THE APPELLATE COURT OF ILLINOIS</b></p> <p style="text-align: center;"><u>SECOND</u> District</p> <hr/> <table style="width:100%;"> <tr> <td style="width:60%; vertical-align: top;"> <p><b>In re</b> _____</p> <p><u>James Sweeney and IUOE Local 150</u> <b>Plaintiff/Petitioner</b> (<i>First, middle, last names</i>)</p> <p><input type="checkbox"/> Appellant    <input checked="" type="checkbox"/> Appellee</p> <p>v.</p> <p><u>Andrew Gasser, Algonquin Township Road District</u> <b>Defendant/Respondent</b> (<i>First, middle, last names</i>)</p> <p><input checked="" type="checkbox"/> Appellant    <input type="checkbox"/> Appellee</p> </td> <td style="width:40%; vertical-align: top;"> <p><b>Appeal from the Circuit Court of <u>McHenry</u> County</b></p> <p><b>Trial Court Case No.:</b> <u>17CH000482</u></p> <p><b>Honorable</b> <u>Daniel L. Jasica</u></p> <p><b>Judge, Presiding</b></p> </td> </tr> </table>	<p><b>In re</b> _____</p> <p><u>James Sweeney and IUOE Local 150</u> <b>Plaintiff/Petitioner</b> (<i>First, middle, last names</i>)</p> <p><input type="checkbox"/> Appellant    <input checked="" type="checkbox"/> Appellee</p> <p>v.</p> <p><u>Andrew Gasser, Algonquin Township Road District</u> <b>Defendant/Respondent</b> (<i>First, middle, last names</i>)</p> <p><input checked="" type="checkbox"/> Appellant    <input type="checkbox"/> Appellee</p>	<p><b>Appeal from the Circuit Court of <u>McHenry</u> County</b></p> <p><b>Trial Court Case No.:</b> <u>17CH000482</u></p> <p><b>Honorable</b> <u>Daniel L. Jasica</u></p> <p><b>Judge, Presiding</b></p>
<p><b>In re</b> _____</p> <p><u>James Sweeney and IUOE Local 150</u> <b>Plaintiff/Petitioner</b> (<i>First, middle, last names</i>)</p> <p><input type="checkbox"/> Appellant    <input checked="" type="checkbox"/> Appellee</p> <p>v.</p> <p><u>Andrew Gasser, Algonquin Township Road District</u> <b>Defendant/Respondent</b> (<i>First, middle, last names</i>)</p> <p><input checked="" type="checkbox"/> Appellant    <input type="checkbox"/> Appellee</p>	<p><b>Appeal from the Circuit Court of <u>McHenry</u> County</b></p> <p><b>Trial Court Case No.:</b> <u>17CH000482</u></p> <p><b>Honorable</b> <u>Daniel L. Jasica</u></p> <p><b>Judge, Presiding</b></p>		

**ORDER**

In 1, check the box that identifies who is filing the *Motion*.

In 2, enter what you are asking the court to do in response to your *Motion*. This should be the same as what you asked for in Section 2 of the *Motion*.

**DO NOT** complete Section 3 or Section 4. The court will complete these sections.

1. **Motion by:**     Plaintiff/Petitioner-Appellant     Plaintiff/Petitioner-Appellee  
                            Defendant/Respondent-Appellant     Defendant/Respondent-Appellee
2. **Motion for:** Reconsideration and Sanctions
3. **The motion is:**     Allowed     Denied
4. **It is further ordered** (*if applicable*): \_\_\_\_\_

**DO NOT** complete this section. The justices will sign and date here.

**ENTERED**

Justice	Date
Justice	Date
Justice	Date