

**IN THE CIRCUIT COURT OF 22<sup>ND</sup> JUDICIAL CIRCUIT  
MCHENRY COUNTY, ILLINOIS**

Andrew Gasser,	)	
Plaintiff	)	
v.	)	
Karen Lukasik, Individually and in her	)	
Capacity as Algonquin Township Clerk;	)	
Anna May Miller; and Robert Miller	)	
Defendants,	)	Case No. 17 CH 435
-----	)	
Karen Lukasik, in her Capacity	)	
Capacity as Algonquin Township Clerk,	)	
Defendant/Third Party Plaintiff	)	
v.	)	
Charles Lutzow, in his Capacity as	)	
Supervisor of Algonquin Township	)	
Third Party Defendant	)	


**MOTION FOR LEAVE TO FILE AMENDED PLEADING**

Third-Party Plaintiff, Karen Lukasik, as Algonquin Township Clerk (“Lukasik”), requests this Court for leave to file, no later than August 1, 2019, an amended pleading in lieu of her pending counterclaim and third-party complaint. The grounds for this motion are as follows:

1. Lukasik filed her counterclaim on June 8, 2017;
2. Lukasik filed Count II to her counterclaim and her third-party complaint on July 5, 2017;
3. On June 3, 2019, almost two (2) years after Lukasik filed her counterclaim and third-party complaint, Plaintiff/Counter defendant Gasser filed a Motion to Dismiss Lukasik’s counter-complaint pursuant 235 ILCS 5/2-615, based on failure to state a cause of action.
4. Rather than brief and argue the motion to dismiss, and in an effort conserve the efforts of everyone involved including the court, Lukasik desires to file an amended pleading, no later than August 1, 2019 to more closely conform the complaint to current events.

WHEREFORE, Third-Party Plaintiff and Counter-Plaintiff, Karen Lukasik, as Algonquin Township Clerk, requests this Court for leave to file an amended pleading, no later than August 1, 2019, strike the current briefing schedule and deem the Motion filed by Gasser for Judgment on the Pleadings as moot.

KAREN LUKASIK  
By Zukowski, Rogers, Flood & McArdle

By   
One of her attorneys

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