

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

ANDREW GASSER, ALGONQUIN )  
TOWNSHIP ROAD COMMISSIONER )  
 )  
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

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KAREN LUKASIK, )  
 )  
Cross-Plaintiff, )  
V. )  
 )  
CHARLES A. LUTZOW JR., )  
 )  
Cross-Defendant, )  
 )  
ANDREW GASSER, )  
 )  
Counter-Defendant )

**MOTION TO CLARIFY**

NOW COMES your Defendant, ROBERT MILLER, by and through his attorney, THOMAS W. GOOCH, of THE GOOCH FIRM, and as and for his Motion to Clarify states the following:

1. That attached hereto as "Exhibit A" is a court transcript from court on August 14, 2019.

2. That at the time of argument for this transcript was prepared, counsel suggested that Plaintiff's counsel was performing to his audience in the gallery as the argument was becoming somewhat tenacious.

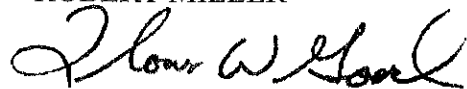
3. That counsel at no time meant to infer that the gentlemen in the gallery were brought there by Plaintiff's counsel or were under the control of Plaintiff's counsel.

4. The aforesaid gentlemen from an organization known as Edgar County Watchdogs were there, as counsel has since learned, on their own volition and for their own purposes observing the proceeding and not because they had been asked by any one person to attend.

5. While the undersigned believes that Plaintiff's counsel was nevertheless emphatic because the public was present, counsel wishes to reiterate that at no time did counsel intend anyone to believe that the audience in the gallery was there under the direct of or at the request of Plaintiff's counsel.

6. Counsel wishes these statements to be part of the common law record in this matter.

Respectfully submitted by,  
THE GOOCH FIRM  
on behalf of Defendant,  
ROBERT MILLER



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Thomas W. Gooch

THE GOOCH FIRM  
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ARDC: 3123355

1 STATE OF ILLINOIS )  
2 ) SS:  
3 COUNTY OF McHENRY )

4 IN THE TWENTY-SECOND JUDICIAL CIRCUIT  
5 McHENRY COUNTY, ILLINOIS

6 ANDREW GASSER, )  
7 )  
8 Plaintiff, )

9 vs. )

10 KAREN LUKASIK, )  
11 Individually and in her )  
12 capacity as Algonquin )  
13 Township Clerk; Anna May )  
14 Miller, and Robert )  
15 Miller, )  
16 Defendant, )

No. 17 CH 435

17 KAREN LUKASIK, Algonquin )  
18 Township Clerk, )  
19 Defendant )  
20 Third-Party )  
21 Plaintiff, )  
22 Counter )  
23 Plaintiff, )

24 vs. )

25 CHARLES LUTZOW, in his )  
26 capacity as Supervisor )  
27 of Algonquin Township, )  
28 Third-Party )  
29 Defendant, )

30 and ANDREW GASSER, in )  
31 his capacity as Road )  
32 Commissioner of )  
33 Algonquin Township, )  
34 Counter )  
35 Defendant. )



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ELECTRONICALLY RECORDED REPORT OF PROCEEDINGS

had in the above-entitled cause before the Honorable  
THOMAS A. MEYER, Judge of said Court, on August 14,  
2019, in the morning session.

APPEARANCES:

LAW OFFICES OF ROBERT T. HANLON & ASSOCIATES  
BY: MR. ROBERT T. HANLON  
Appeared on behalf of the Plaintiff.

ZUKOWSKI, ROGERS, FLOOD & McARDLE  
BY: MR. R. MARK GUMMERSON  
Appeared on behalf of the Defendant,  
Karen Lukasik.

THE GOOCH FIRM  
BY: MR. THOMAS GOOCH  
Appeared on behalf of the Defendant,  
Robert Miller.

1 THE COURT: Gasser?  
2 Good morning.  
3 For the record?  
4 MR. GUMMERSON: Mark Gummerson on behalf of Karen  
5 Lukasik.  
6 MR. GOOCH: Tom Gooch on behalf of Robert Miller.  
7 MR. HANLON: Good morning, your Honor. Robert  
8 Hanlon on behalf of plaintiffs.  
9 THE COURT: Okay. What are we doing today?  
10 MR. GOOCH: Judge, I had noticed up a motion for  
11 presentation. I had intended to set it over for hearing  
12 to September 10th when we have a hearing on everything  
13 else.  
14 THE COURT: Okay.  
15 MR. GOOCH: I don't think you've even had a chance  
16 to see the motion yet.  
17 THE COURT: I might not have.  
18 I'm looking for it right now.  
19 Okay. The motion to amend?  
20 MR. GOOCH: Right.  
21 THE COURT: Okay.  
22 MR. GOOCH: Asks for some other relief.  
23 THE COURT: Okay.  
24 MR. HANLON: Do I get to speak on this matter,

1 Judge?

2 MR. GOOCH: But we're not going to have a hearing  
3 on it.

4 THE COURT: No, we're not going to have a hearing,  
5 but I'll let him talk until we get into substantive  
6 argument.

7 What do you want to do?

8 MR. HANLON: Well, I want to complain.

9 MR. GOOCH: All right. Down, Judge.

10 When do we (Unintelligible).

11 MR. HANLON: And the (Unintelligible).

12 THE COURT: Let him finish.

13 MR. GOOCH: When do we (Unintelligible).

14 THE COURT: We don't know what he's going to say.

15 MR. GOOCH: And we can have a hearing on it.

16 THE COURT: He's allowed to complain, kinda.

17 A VOICE: Kinda.

18 MR. HANLON: Judge, as you may recall, I asked Mr.  
19 Gooch to be sworn in to the Court -- or by the Court  
20 with respect to representations he was making to the  
21 Court.

22 At the time he was adamant that I  
23 (Unintelligible).

24 MR. GOOCH: Objection. Now we're having an

1 argument, Judge.

2 THE COURT: Hang on. Hang on. Hang on.

3 MR. GOOCH: We're having an argument on a motion.

4 THE COURT: I know. And I'm not -- I'm not -- I'm  
5 not accepting it as -- I -- I -- I -- and I recall.

6 MR. HANLON: Yes.

7 THE COURT: So where -- Where are we going with  
8 this?

9 MR. HANLON: As humorous as it is is that my  
10 children, you know, will say to me whine, whine, whine  
11 and snicker in response to being educated by Mr. Gooch  
12 here before the Court, he's filed a motion with the  
13 Court that's predicated upon his acknowledgment that he  
14 lied to the Court the last time that we were here.

15 MR. GOOCH: Oh, please.

16 THE COURT: All right. Hang on. Hang on.

17 MR. GOOCH: Judge -- Judge, I mean, this is all  
18 for his audience that's in the gallery.

19 THE COURT: (Unintelligible) They're not here to  
20 see me?

21 MR. GOOCH: He has some watchdogs here, so he  
22 wants to put on this big performance.

23 THE COURT: Is --

24 MR. GOOCH: I mean, this is just silly.

1 THE COURT: And, you know, if I -- If I considered  
2 every misstatement by a lawyer to be a lie -- air quotes  
3 added -- I would have to sanction a lot of people. And  
4 I -- and I recognize it is impossible to have complete  
5 knowledge as to the status of every single file when  
6 standing before the Court. You should, but I -- I don't  
7 expect that type of profession.

8 MR. HANLON: It's on his motion about discovery  
9 that he brought.

10 THE COURT: Yes.

11 MR. HANLON: And then notwithstanding that,  
12 Judge --

13 THE COURT: How are you --

14 MR. HANLON: (Unintelligible).

15 THE COURT: And ultimately, how are you harmed?

16 MR. HANLON: Okay.

17 THE COURT: He was wrong and he's admitting he's  
18 wrong and so the -- the --

19 MR. HANLON: Well, (Unintelligible).

20 A VOICE: Please, Judge.

21 THE COURT: But I -- I -- you haven't  
22 (Unintelligible) acknowledgment.

23 MR. HANLON: But this -- this motion that he files  
24 is in complete violation of your (Unintelligible)



1 order --

2 MR. GOOCH: Now we're having an argument on the  
3 motion, your Honor.

4 MR. HANLON: -- your separate order -- No, Judge.

5 THE COURT: Let him finish.

6 MR. HANLON: The separate order that you entered  
7 of civility, he only wrote three total pages and it's --  
8 it -- it -- it contains numerous insults and attacks on  
9 opposing counsel and all in violation of your order.

10 So either if the Court's not willing to  
11 strike it on its face because of all the insults that  
12 can be readily identified by the Court, then I want time  
13 to file a written response.

14 THE COURT: A written response to what?

15 MR. HANLON: To this motion.

16 THE COURT: Well, okay. But ultimately are you  
17 objecting to the relief he's asking for?

18 MR. HANLON: Absolutely.

19 THE COURT: Or are you objecting to the language  
20 he's used in (Unintelligible).

21 MR. HANLON: All of the above.

22 MR. GOOCH: I don't find it to be offensive at  
23 all, your Honor. But --

24 MR. HANLON: He doesn't got anything to be

1 offensive. He can --

2 THE COURT: Let him finish. Let him finish.

3 Okay.

4 MR. GOOCH: Again, Judge, what we're having is a  
5 production this morning.

6 You know, we're arguing to the audience. I  
7 mean --

8 THE COURT: I don't care.

9 MR. GOOCH: I don't think there's anything --

10 THE COURT: I just want (Unintelligible) at the  
11 end of the case.

12 MR. GOOCH: I don't think there's anything  
13 insulting in this. I think it's pretty fact -- You know  
14 what's insulting? Is somebody who has filed answers to  
15 interrogatories (Unintelligible).

16 THE COURT: All right. Counsel, we are getting  
17 off topic.

18 MR. GOOCH: Yeah.

19 THE COURT: So let's stick with the topic.

20 I -- I will allow you an opportunity to file  
21 a written response to this motion.

22 If you wish to have it stricken because of a  
23 violation of my prior court order, I will let you file  
24 such a motion.

1 MR. HANLON: Fair enough, Judge.  
2 How much time?  
3 MR. GOOCH: I didn't want to have a hearing on  
4 the --  
5 THE COURT: How long do you need?  
6 MR. GOOCH: I'd like to have a hearing, Judge, on  
7 the 10th when we have everything else up.  
8 THE COURT: Yeah, I'll put it over to the 10th.  
9 MR. GOOCH: So within -- I don't need to file a  
10 reply.  
11 THE COURT: Okay.  
12 MR. GOOCH: Well, I shouldn't say that. Lord  
13 knows what he's going to file.  
14 But I'll file a reply within a few days of  
15 getting his response.  
16 THE COURT: All right. Then how long do you need?  
17 MR. HANLON: Well, Judge, if I get 28 days to file  
18 a response after his goal to have a hearing on the 10th  
19 and now he wants to prejudice me in responding, you  
20 know, to his motion, you know that he -- that he filed.  
21 MR. GOOCH: (Unintelligible).  
22 THE COURT: Hang on. Let him finish.  
23 MR. GOOCH: He certainly needs (Unintelligible).  
24 THE COURT: (Unintelligible).

1 MR. HANLON: Conceptually it is not just two and a  
2 half pages of responses.

3 THE COURT: You get 28 days.

4 MR. HANLON: Thank you.

5 THE COURT: Fine. I will accommodate you.

6 Two weeks?

7 MR. GOOCH: Seven.

8 THE COURT: Seven?

9 So that takes us to September 18th. And then  
10 I'll have you back 24th or 25th of September.

11 MR. GOOCH: Either one.

12 Can I have my order back, Judge?

13 One second, Judge.

14 THE COURT: Or 26th.

15 A VOICE: Then I'll do the 26th.

16 What was my other alternatives?

17 THE COURT: 24th, -5th or -6th.

18 MR. HANLON: Oh, the 24th does work

19 (Unintelligible).

20 THE COURT: Does that work?

21 MR. GOOCH: What time, Judge?

22 THE COURT: 10:00 o'clock?

23 Anything else before -- I have a question for  
24 Mr. Gummerson on an unrelated matter.

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MR. GOOCH: Thank you, Judge.

THE COURT: All right. Thank you.

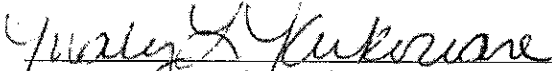
(WHEREUPON, the case was continued  
to September 24, 2019, at 10:00  
a.m.)

1 STATE OF ILLINOIS)  
 ) SS:  
2 COUNTY OF McHENRY)

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IN THE TWENTY-SECOND JUDICIAL CIRCUIT  
McHENRY COUNTY, ILLINOIS

I, Mary L. Krikorian, an Official Court Reporter of the 22nd Judicial Circuit of Illinois, do hereby certify the foregoing to be a true and accurate transcript of the electronic recording of the proceeding of the above-entitled cause, which recording contained a certification in accordance with rule or administrative order to the best of my ability.

  
\_\_\_\_\_  
Mary L. Krikorian,  
Official Court Reporter  
Cert. #084-002172

**Office Office**

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**From:** WestAccountsReivable@thomsonreuters.com  
**Sent:** Thursday, October 17, 2019 6:49 PM  
**To:** Thomas W. Gooch III  
**Subject:** 1002032605-0010 - THOMAS W GOOCH III|UID:3729060c-254f-4323-a1ef-c21d4c1b9756|

October 17, 2019

Re: THOMAS W GOOCH III  
ACCOUNT NUMBER: 1002032605-0010

**Service Termination**

Dear Thomas Gooch

We have contacted you several times regarding the overdue balance on the above referenced account in the amount of \$493.55. Because your account is now seriously past due, all services have terminated and require payment in full.

To make a payment, please choose between one of the following options:

- **Pay online at:** [myaccount.thomsonreuters.com/westlaw](http://myaccount.thomsonreuters.com/westlaw) select **Billing & Payment**
- **Enroll in e-billing at:** <https://ebilling.thomsonreuters.com/Delivery/Welcome>
- **Pay by ACH:** Federal ID#: 41-1426973 Bank ABA#: 071000288 Bank Account #: 4445615 Swift #: HATRUS44 Bank Name: Harris Trust & Savings Bank, Chicago IL
- **Pay by phone at:** 1-800-522-0552 select **Make a Payment**
- **Pay by mail at:** Thomson Reuters West Payment Center PO Box 6292 Carol Stream, IL 60197-6292

We value you as a customer and want to resolve this matter as quickly as possible. Please remit payment in full within 10 days from the date of this letter. After 10 days, we will proceed with further collection efforts.

For your convenience, we've provided an account summary outlining all amounts that are open. The information includes invoices that are past due and amounts that are not yet due. The remaining amounts may be paid any time between now and their due dates.

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PAST DUE:

<b>Invoice #</b>	<b>Posting #</b>	<b>Due Date</b>	<b>Days Past Due</b>	<b>Currency</b>	<b>Amount</b>
0840461477	6128322488	7/4/19	105	USD	\$493.55
					493.55

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NOT YET DUE:

<b>Invoice #</b>	<b>Posting #</b>	<b>Due Date</b>	<b>Currency</b>	<b>Amount</b>
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Thank you for your prompt attention to this matter.

Sincerely,

Accounts Receivable

Finance

westaccountsreceivable@thomsonreuters.com

+1 800/522-0552

*If you reply to this email, please do not change the subject line.*