

**IN THE CIRCUIT COURT OF THE TWENTY-SECOND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS**

ED GIL)	
MARY MCCLELLAN)	
)	
Plaintiffs,)	
)	
V)	NO. 19 MR 953
)	
CAL SKINNER JR. <i>et. al</i>)	
)	
Defendants.)	

**EMERGENCY MOTION TO STRIKE REQUESTS FOR ADMISSION
AND
MOTION FOR RULE 137 SANCTIONS**

NOW COMES your plaintiffs, Mary McClellan and Edward Gil, by and through Mary E. McClellan and as for their motion, aforesaid states the following:

1. On November 26, 2019, there was a Motion to Compel against Cal Skinner to answer a subpoena that was properly notice to court and all parties for 9:00 am in Room 204.
2. On November 26, 2019 at 8:30a.m., Robert Hanlon filed a motion to substitute judge and his appearance for Cal Skinner Jr and McHenry County Blog LLC.

3. On November 26, 2019, Robert Hanlon agreed to enter and continue the motion to compel Cal Skinner Jr. and McHenry County Blog generally based upon the request for substitution of Judge.
4. On November 26, 2019 at 2:53 pm Robert Hanlon emailed on Plaintiff a Request to Admit certain facts unrelated to the case at bar.
5. Robert Hanlon has filed these Requests to Admit to harass and intimidate the Plaintiff in this matter.
6. Robert Hanlon has not filed the answer to the subpoena in this matter rather he seeks to harass the Plaintiff in areas not relevant to any discovery that is relevant to this case at bar.
7. Said requests were in large part absurd and not based on any issue. The requests are based upon intimidation and harassment and an attempt to utilize the court for personal attacks on the character of the plaintiff.
8. Factors the court must consider in determining whether to award Rule 137 sanctions for frivolous pleadings include the following: (1) the degree of bad faith by the opposing party; (2) whether an award of fees could deter others from acting under similar circumstances; and (3) the relative merits of the parties' positions. Penn v. Gerig, App. 4 Dist.2002, 268 Ill.Dec. 339, 334 Ill.App.3d 345, 778 N.E.2d 325
9. Pursuant to rule 137, sanctions for the cost of bringing this motion, for reviewing the pleading involved, and rule 216 as well as presenting this motion should be awarded in favor of the plaintiff and against, Cal Skinner Jr. and Robert Hanlon in an amount of \$1,800.00. This is based on Six hours of work at \$300.00 per hour, the rate MARY

MCCLELLAN customarily earns for legal matters.

10. This motion is immediately necessary due to the nature of a request to admit facts and the time constraints on responding.

WHEREFORE, your plaintiff, prays this honorable court, strike the amended requests to admit and grant rule 137 sanctions as set forth above.

Respectfully Submitted,

/s/ *Mary E. McClellan*

Mary E. McClellan

Mary McClellan
3014 S Bergman
Holiday Hills, IL 60051
Attorney No. 6283486
815-482-5693