

**IN THE CIRCUIT COURT
FOR THE FOURTH JUDICIAL CIRCUIT
CLAY COUNTY, ILLINOIS**

Darren Bailey,)	
)	
)	
Plaintiff,)	
)	
vs.)	Case No. 2020-CH-06
)	
Governor Jay Robert Pritzker,)	
in his official capacity.)	
)	
Defendant.)	

MOTION TO BAR RESPONSIVE PLEADING

COMES NOW Plaintiff, Darren Bailey, (hereinafter referred to as “Bailey”) by and through his attorneys, Thomas G. DeVore, Erik Hyam, and DeVore Law Offices, LLC, and for his Motion to Bar Responsive Pleading against the Defendant, Governor Jay Robert Pritzker (hereinafter referred to as “Pritzker”), in his official capacity, hereby states as follows:

1. On May 13, 2020, Bailey filed his request for leave to file his first amended complaint.
2. On May 15, 2020, the Court granted leave to file the amended complaint with no objection from Pritzker.
3. On May 15, 2020, the Court set Bailey’s motion for summary judgment for hearing to be heard on May 22, 2020.
4. The Court gave Pritzker until May 21, 2020 to file a responsive pleading to Bailey’s summary judgment motion.
5. Pritzker failed to file a responsive pleading within the time allowed by this Court and instead chose to remove the cause to federal court.
6. The cause has now been remanded back by the federal court.

7. Pritzker's procedural tactics resulted in his knowingly having abandoned the opportunity to file a timely responsive pleading to Bailey's motion for summary judgment.

WHEREFORE, Plaintiff, Darren Bailey, seeks an order of this Court barring Pritzker from filing any responsive pleading to the motion for summary judgment and for such other and further relief as this Court deems just and proper.

Respectfully submitted,

By: /s/ Thomas Devore

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CERTIFICATE OF SERVICE

PLEASE TAKE NOTICE that, the undersigned hereby certifies, that a true and correct copy of the foregoing was served via the electronic filing system, this 30th Day of June, 2020, to:

Thomas J. Verticchio
Assistant Chief Deputy Attorney General
Office of the Illinois Attorney General
100 West Randolph Street, 11th Floor
Chicago, Illinois 60601
(312) 814-5354 (office)
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and that the original was filed with the Clerk of the Court in which said cause is pending.

/s/ Thomas DeVore

Thomas DeVore