

**From:** [Hays, Brian](#)  
**To:** [Dana Kurtz](#)  
**Cc:** [attyburt@odelsonsterk.com](mailto:attyburt@odelsonsterk.com); [LISA MEADOR \(States Attorney\)](#); [THOMAS NOWINSKI \(States Attorney\)](#)  
([thomas.nowinski@cookcountyil.gov](mailto:thomas.nowinski@cookcountyil.gov)); [Heidi Sleper](#)  
**Subject:** RE: Recorder - Rule to Show Cause  
**Date:** Friday, July 29, 2016 11:43:16 AM

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Dana

Your client has had the motion for more than 2 weeks. We are not required to wait 5 weeks before filing the motion. But I will cut to the chase: Is your client willing to agree to the entry of an order holding him in civil contempt for violating the SRO and the Employment Plan based on his conduct as set forth in the RCA's reports, the OIG reports, and in our draft motion? If not, then we are at impasse. Please let me know by 3:00 today if your client agrees to be held in civil contempt.

Brian I. Hays  
**Locke Lord LLP**  
111 S. Wacker Drive  
Chicago, IL 60606  
312-443-1707 Direct  
312-896-6707 Fax

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**From:** Dana Kurtz [mailto:DKurtz@kurtzlaw.us]  
**Sent:** Friday, July 29, 2016 11:26 AM  
**To:** Hays, Brian  
**Cc:** [attyburt@odelsonsterk.com](mailto:attyburt@odelsonsterk.com); [LISA MEADOR \(States Attorney\)](#); [THOMAS NOWINSKI \(States Attorney\)](#)  
([thomas.nowinski@cookcountyil.gov](mailto:thomas.nowinski@cookcountyil.gov)); [Heidi Sleper](#)  
**Subject:** Re: Recorder - Rule to Show Cause

Brian,

You are trying to make him a party to your motion. I don't think the obligations have been met. I continue to suggest a meet and confer the third week of August. Please let me know your availability. Thank you.

Dana

Sent from my iPhone.

Dana L. Kurtz, Esq.  
Kurtz Law Offices, Ltd.  
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Hinsdale, Illinois 60521  
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On Jul 29, 2016, at 11:20 AM, Hays, Brian <[BHays@lockelord.com](mailto:BHays@lockelord.com)> wrote:

Dana

Ed is not a party to the case so there is no meet and confer obligation. See Meeting Requirements on Motions ("A candid discussion between the parties prior to filing motions to dismiss, motions for summary judgment, motions *in limine* and the like can limit the scope of such motions or eliminate the need for them to be filed at all.") (emphasis added). We reached out to you as a courtesy. Even assuming the requirement applies, I have now spoken directly with all counsel involved and we have not been able to reach agreement with either Ed or Cedric.

Brian

Brian I. Hays  
Locke Lord LLP  
111 S. Wacker Drive  
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**From:** Dana Kurtz [<mailto:DKurtz@kurtzlaw.us>]  
**Sent:** Friday, July 29, 2016 10:45 AM  
**To:** Hays, Brian  
**Cc:** [attyburt@odelsonsterk.com](mailto:attyburt@odelsonsterk.com); LISA MEADOR (States Attorney); THOMAS NOWINSKI (States Attorney) ([thomas.nowinski@cookcountyil.gov](mailto:thomas.nowinski@cookcountyil.gov)); Heidi Slepser  
**Subject:** Re: Recorder - Rule to Show Cause

Brian, I do not have an appearance on file yet as we discussed, and it is our position that if you file the motion today without a good faith meet and confer, you are not in compliance with Judge Schenkier's standing order.

Sent from my iPhone.

Dana L. Kurtz, Esq.  
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On Jul 29, 2016, at 10:38 AM, Hays, Brian <[BHays@lockelord.com](mailto:BHays@lockelord.com)> wrote:

All

I connected with Mike on the motion. We will be filing the motion today. While we will continue to work with the parties to see if an agreement can be reached, we are not willing to wait an additional two weeks (four total) for Dana to finish her trial and for the state court proceedings to finish.

Brian

Brian I. Hays  
Locke Lord LLP  
111 S. Wacker Drive  
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312-443-1707 Direct  
312-896-6707 Fax



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