

GILBERT, REMAND, REOPEN, TERMED

United States District Court
Northern District of Illinois – CM/ECF LIVE, Ver 6.3.2 (Chicago)
CIVIL DOCKET FOR CASE #: 1:16-cv-07598

Wetzel v. Glen St. Andrew Living Community, LLC et al
Assigned to: Honorable John Robert Blakey
Case in other court: 17-01322
Cause: 42:405 Fair Housing Act

Date Filed: 07/27/2016
Date Terminated: 02/21/2019
Jury Demand: Defendant
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: Federal Question

Plaintiff

Marsha Wetzel

represented by **Ellen M. Wheeler**
Foley & Lardner
321 North Clark Street
Suite 2800
Chicago, IL 60654
(312)832-4500
Email: ewheeler@foley.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Karen Lee Loewy
Lambda Legal Defense And Education
Fund, Inc.
120 Wall Street, Floor 19
New York, NY 10005
(212) 809-8585
Email: kloewy@lambdalegal.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Louis Litchfield
Foley & Lardner LLP
321 North Clark Street
Suite 2800
Chicago, IL 60654
(312) 832-4500
Email: jlitchfield@foley.com
ATTORNEY TO BE NOTICED

Kara Nicole Ingelhart
Lambda Legal Defense And Education
Fund, Inc.
105 W. Adams
Suite 2600
Chicago, IL 60603
(312) 663-4413
Email: kingelhart@lambdalegal.org
ATTORNEY TO BE NOTICED

Kyle A. Palazzolo
Lambda Legal Defense and Education
Fund, Inc.
105 W. Adams St.
STE 2600
Chicago, IL 60603
3126634413
Email: kpalazzolo@lambdalegal.org
TERMINATED: 10/17/2018
ATTORNEY TO BE NOTICED

William Mariano Lopez
Foley & Lardner LLP
90 Park Ave
New York, NY 10016
(212) 338-3426
Email: WLopez@foley.com
ATTORNEY TO BE NOTICED

V.

Defendant

**Glen St. Andrew Living Community,
LLC**

represented by **Lisa Anne Hausten**
Wheaton, IL 60189
630-660-8001
Email: lisa.hausten@haustenlaw.com
TERMINATED: 02/21/2019
LEAD ATTORNEY

Melinda Sue Kollross
Clausen Miller P.C.
10 South LaSalle Street
Chicago, IL 60603
(312) 855-1010
Email: mkollross@clausen.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James H. Ryan
Gordon & Rees, LLP
One North Franklin
Suite 800
Chicago, IL 60606
(312) 565-1400
Email: hayesryan@grsm.com
TERMINATED: 10/12/2018

Lindsay A. Watson
Gordon Rees Scully Mansukhani, LLP
One North Franklin Street
Suite 800
Chicago, IL 60606
(312) 565-1400
Email: lwatson@gordonrees.com
TERMINATED: 10/12/2018

Paul V. Esposito
Clausen Miller P.C.
10 South LaSalle Street
Chicago, IL 60603
(312) 855-1010
Email: pesposito@clausen.com
ATTORNEY TO BE NOTICED

Defendant

**Glen St. Andrew Living Community
Real Estate, LLC**
TERMINATED: 11/02/2018

represented by **Lisa Anne Hausten**
(See above for address)
TERMINATED: 02/21/2019
LEAD ATTORNEY

James H. Ryan
(See above for address)
TERMINATED: 10/12/2018

Lindsay A. Watson
(See above for address)
TERMINATED: 10/12/2018

Defendant

**Glen Health & Home Management,
Inc.**

represented by **Lisa Anne Hausten**
(See above for address)
TERMINATED: 02/21/2019
LEAD ATTORNEY

Melinda Sue Kollross
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James H. Ryan
(See above for address)
TERMINATED: 10/12/2018

Lindsay A. Watson
(See above for address)
TERMINATED: 10/12/2018

Paul V. Esposito
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Alyssa Flavin

represented by **Lisa Anne Hausten**
(See above for address)
TERMINATED: 02/21/2019
LEAD ATTORNEY

Melinda Sue Kollross
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James H. Ryan
(See above for address)
TERMINATED: 10/12/2018

Lindsay A. Watson
(See above for address)
TERMINATED: 10/12/2018

Paul V. Esposito
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Carolyn Driscoll

represented by **Lisa Anne Hausten**
(See above for address)
TERMINATED: 02/21/2019
LEAD ATTORNEY

Melinda Sue Kollross
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James H. Ryan
(See above for address)

TERMINATED: 10/12/2018

Lindsay A. Watson

(See above for address)

TERMINATED: 10/12/2018

Paul V. Esposito

(See above for address)

ATTORNEY TO BE NOTICED

Defendant**Sandra Cubas**represented by **Lisa Anne Hausten**

(See above for address)

TERMINATED: 02/21/2019

LEAD ATTORNEY

Melinda Sue Kollross

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

James H. Ryan

(See above for address)

TERMINATED: 10/12/2018

Lindsay A. Watson

(See above for address)

TERMINATED: 10/12/2018

Paul V. Esposito

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/27/2016	<u>1</u>	COMPLAINT filed by Marsha Wetzel; Filing fee \$ 400, receipt number 0752-12188111.(Loewy, Karen) (Entered: 07/27/2016)
07/27/2016	<u>2</u>	CIVIL Cover Sheet (Loewy, Karen) (Entered: 07/27/2016)
07/27/2016	<u>3</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by Karen Lee Loewy (Loewy, Karen) (Entered: 07/27/2016)
07/27/2016	<u>4</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by Kyle A. Palazzolo (Palazzolo, Kyle) (Entered: 07/27/2016)
07/27/2016		CASE ASSIGNED to the Honorable Samuel Der-Yeghiayan. Designated as Magistrate Judge the Honorable Jeffrey T. Gilbert. (daj,) (Entered: 07/27/2016)
07/27/2016	<u>5</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by John Louis Litchfield (Litchfield, John) (Entered: 07/27/2016)
07/27/2016	<u>6</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by Ellen M. Wheeler (Wheeler, Ellen) (Entered: 07/27/2016)
07/29/2016		SUMMONS Issued as to Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC (jp,) (Entered: 07/29/2016)
08/03/2016	<u>7</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by William Mariano Lopez (Lopez, William) (Entered: 08/03/2016)
08/16/2016	<u>8</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Glen St. Andrew Living Community Real Estate, LLC c/o Marilyn Dunn, Registered Agent on August 1, 2016 (Litchfield, John) (Entered: 08/16/2016)

08/16/2016	<u>9</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Glen St. Andrew Living Community, LLC c/o Marilyn Dunn, Registered Agent on August 1, 2016 (Litchfield, John) (Entered: 08/16/2016)
08/16/2016	<u>10</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Glen Health & Home Management, Inc. on August 1, 2016 (Litchfield, John) (Entered: 08/16/2016)
08/16/2016	<u>11</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Alyssa C. Flavin on August 8, 2016 (Litchfield, John) (Entered: 08/16/2016)
08/16/2016	<u>12</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Carolyn Driscoll on August 1, 2016 (Litchfield, John) (Entered: 08/16/2016)
08/16/2016	<u>13</u>	AFFIDAVIT of Service filed by Plaintiff Marsha Wetzel regarding Summons and Complaint served on Sandra N. Cubas on August 1, 2016 (Litchfield, John) (Entered: 08/16/2016)
08/22/2016	<u>14</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC by Lindsay A. Watson (Watson, Lindsay) (Entered: 08/22/2016)
08/22/2016	<u>15</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Watson, Lindsay) (Entered: 08/22/2016)
08/22/2016	<u>16</u>	NOTICE of Motion by Lindsay A. Watson for presentment of Motion to Dismiss for Failure to State a Claim <u>15</u> before Honorable Samuel Der-Yeghiayan on 8/31/2016 at 09:00 AM. (Watson, Lindsay) (Entered: 08/22/2016)
08/22/2016	<u>17</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC by James H. Ryan (Ryan, James) (Duplicate filing of entry no. <u>14</u>) Modified on 8/23/2016 (jjr,). (Entered: 08/22/2016)
08/22/2016	<u>18</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC by James H. Ryan (Ryan, James) (Entered: 08/22/2016)
08/31/2016	<u>19</u>	MINUTE entry before the Honorable Samuel Der-Yeghiayan: Motion hearing held. Defendants' motion to dismiss <u>15</u> is entered and continued. Plaintiff's response shall be filed by 10/04/16 and Defendants' reply shall be filed by 10/18/16. Initial status hearing set for 01/19/17 at 9:00 a.m. Mailed notice (mw,) (Entered: 08/31/2016)
10/04/2016	<u>20</u>	MEMORANDUM by Marsha Wetzel in Opposition to Motion to Dismiss for Failure to State a Claim <u>15</u> (Loewy, Karen) (Entered: 10/04/2016)
10/18/2016	<u>21</u>	REPLY by Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC to Motion to Dismiss for Failure to State a Claim <u>15</u> (Attachments: # <u>1</u> Exhibit A)(Watson, Lindsay) (Entered: 10/18/2016)
01/13/2017	<u>22</u>	STATUS Report <i>Joint Initial</i> by Marsha Wetzel (Loewy, Karen) (Entered: 01/13/2017)
01/13/2017	<u>23</u>	STATUS Report <i>Joint Jurisdictional</i> by Marsha Wetzel (Loewy, Karen) (Entered: 01/13/2017)
01/13/2017	<u>24</u>	CERTIFICATE of Service of Joint Status Reports (Loewy, Karen) (Entered: 01/13/2017)
01/18/2017	<u>25</u>	MINUTE entry before the Honorable Samuel Der-Yeghiayan: For the reasons stated in the Court's memorandum opinion date 01/18/17, Defendants' motion to dismiss <u>15</u> is granted. All pending dates and motions, if any, are stricken as moot. Civil case terminated. Mailed notice (mw,) (Entered: 01/18/2017)

01/18/2017	<u>26</u>	MEMORANDUM OPINION Signed by the Honorable Samuel Der-Yeghiayan on 1/18/2017: Granting Defendants' motion to dismiss. Mailed notice (mw,) (Entered: 01/18/2017)
01/18/2017	<u>27</u>	ENTERED JUDGMENT Signed by the Courtroom Deputy Michael Wing on 01/18/2017: Mailed notice (mw,) (Entered: 01/18/2017)
02/15/2017	<u>28</u>	NOTICE of appeal by Marsha Wetzel regarding orders <u>26</u> , <u>25</u> , <u>27</u> Filing fee \$ 505, receipt number 0752-12860562. (Loewy, Karen) (Entered: 02/15/2017)
02/15/2017	<u>29</u>	DOCKETING Statement by Marsha Wetzel regarding notice of appeal <u>28</u> (Loewy, Karen) (Entered: 02/15/2017)
02/15/2017	<u>30</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal <u>28</u> (ek,) (Entered: 02/15/2017)
02/15/2017	<u>31</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>28</u> . Notified counsel (ek,) (Entered: 02/15/2017)
02/15/2017	<u>32</u>	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal <u>28</u> ; USCA Case No. 17-1322. (jjr,) (Entered: 02/15/2017)
11/14/2017	<u>33</u>	NOTICE to Transmit Record on Appeal regarding notice of appeal <u>28</u> ; USCA Case No. 17-1322. (eaa,) (Entered: 11/14/2017)
11/15/2017	<u>34</u>	CERTIFIED and transmitted to the USCA for the 7th Circuit the long record on appeal <u>28</u> (USCA no. 17-1322) Via Email. (ek,) (Entered: 11/15/2017)
09/25/2018	<u>35</u>	MANDATE of USCA dated 9/25/2018 regarding notice of appeal <u>28</u> ;USCA No.17-1322 ; No record to be returned. (nsf,) (Entered: 09/25/2018)
09/25/2018	<u>36</u>	USCA JUDGMENT regarding notice of appeal <u>28</u> ; USCA No. 08/27/2018 (nsf,) (Entered: 09/25/2018)
09/25/2018	<u>37</u>	USCA BILL OF COSTS dated 9/25/2018 (nsf,) (Entered: 09/25/2018)
09/25/2018	<u>38</u>	CERTIFIED COPY OF OPINION from the USCA for the 7th Circuit; Argued 2/6/2018; Decided 8/27/2018 in USCA case no. 17-1322 (nsf,) (Entered: 09/25/2018)
09/28/2018	<u>39</u>	EXECUTIVE COMMITTEE ORDER: Case reassigned to the Honorable John Robert Blakey for all further proceedings. Honorable Samuel Der-Yeghiayan no longer assigned to the case. Signed by Executive Committee on 9/28/2018.(pk,) (Entered: 09/28/2018)
10/04/2018	<u>40</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC by Lisa Anne Hausten (Hausten, Lisa) (Entered: 10/04/2018)
10/05/2018	<u>41</u>	MOTION by Attorney J. Hayes Ryan and Lindsay A. Watson to withdraw as attorney for Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC. No party information provided (Ryan, James) (Entered: 10/05/2018)
10/05/2018	<u>42</u>	NOTICE of Motion by James H. Ryan for presentment of motion to withdraw as attorney, <u>41</u> before Honorable John Robert Blakey on 10/25/2018 at 09:45 AM. (Ryan, James) (Entered: 10/05/2018)
10/09/2018	<u>43</u>	MINUTE entry before the Honorable John Robert Blakey: This case has been reassigned to the calendar of the Honorable John Robert Blakey. During the course of the litigation, the attorneys must appear at all hearing dates set by the Court or noticed by the parties. If an attorney has a conflict with a set court date, the attorney must notify Judge Blakey's Courtroom Deputy, Gloria Lewis, at (312) 818-6699. If appropriate, the Court will then reset the matter. Advising opposing counsel of a scheduling conflict is not a substitute for communicating directly with the Court. The litigants are ordered to review and fully comply with all of this Courts own standing orders, which are available on Judge Blakey's information page on the Court's official website: http://www.ilnd.uscourts.gov/ . An initial reassignment status conference is hereby set for 10/24/18 at 9:45 a.m. in Courtroom 1203. The parties should be

		prepared on that date to set all case management dates. Mailed notice (gel,) (Entered: 10/09/2018)
10/12/2018	<u>44</u>	MINUTE entry before the Honorable John Robert Blakey: Defendants' motion to withdraw the appearances of attorneys J. Hayes Ryan and Lindsay A. Watson <u>41</u> is granted, and the Clerk is directed to remove these attorneys from the docket in this case. The 10/25/18 Notice of Motion date is stricken, and the parties need not appear. Mailed notice (gel,) (Entered: 10/12/2018)
10/15/2018	<u>45</u>	MOTION by Attorney Kyle A. Palazzolo to withdraw as attorney for Marsha Wetzel. No party information provided (Palazzolo, Kyle) (Entered: 10/15/2018)
10/15/2018	<u>46</u>	NOTICE of Motion by Kyle A. Palazzolo for presentment of motion to withdraw as attorney <u>45</u> before Honorable John Robert Blakey on 10/23/2018 at 09:45 AM. (Palazzolo, Kyle) (Entered: 10/15/2018)
10/16/2018	<u>47</u>	ATTORNEY Appearance for Plaintiff Marsha Wetzel by Kara Nicole Ingelhart (Ingelhart, Kara) (Entered: 10/16/2018)
10/17/2018	<u>48</u>	MINUTE entry before the Honorable John Robert Blakey: Kyle A. Palazzolo's motion to withdraw as attorney <u>45</u> is granted. Motion hearing set for 10/23/2018, is stricken. Mailed notice (gel,) (Entered: 10/17/2018)
10/23/2018	<u>49</u>	Joint Reassignment Status Report by Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC (Hausten, Lisa) (Entered: 10/23/2018)
10/24/2018	<u>50</u>	MINUTE entry before the Honorable John Robert Blakey: Status hearing held on 10/24/2018. Any amended complaint shall be filed on or before 10/31/2018. Any answer shall be filed on or before 11/30/2018. Final discovery hearing set for 2/26/2019 at 9:45 a.m. in Courtroom 1203. Jury trial set for 11/18/2019 at 10:30 a.m. in Courtroom 1203. Enter Case Management Order. The parties shall carefully review the case management order for additional dates, deadlines and information. Mailed notice (gel,) (Entered: 10/24/2018)
10/24/2018	<u>51</u>	CASE MANAGEMENT ORDER Signed by the Honorable John Robert Blakey on 10/24/2018. Mailed notice(gel,) (Entered: 10/24/2018)
10/31/2018	<u>52</u>	AMENDED complaint by Marsha Wetzel against All Defendants (Loewy, Karen) (Entered: 10/31/2018)
11/01/2018	<u>53</u>	STIPULATION of Dismissal <i>Glen St. Andrew Living Community Real Estate, LLC</i> (Loewy, Karen) (Entered: 11/01/2018)
11/02/2018	<u>54</u>	MINUTE entry before the Honorable John Robert Blakey: Based upon the filing of the stipulation of dismissal <u>53</u> is granted. Glen St. Andrew Living Community Real Estate, LLC is hereby dismissed without prejudice. Mailed notice (gel,) (Entered: 11/02/2018)
11/09/2018	<u>55</u>	MINUTE entry before the Honorable John Robert Blakey: On the Court's own motion, the discovery hearing previously set for 2/26/2019 is reset for 2/21/2019 at 9:45 a.m. in Courtroom 1203. Mailed notice (gel,) (Entered: 11/09/2018)
11/30/2018	<u>56</u>	<i>Defendants</i> ANSWER to amended complaint by Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC(Hausten, Lisa) (Entered: 11/30/2018)
02/20/2019	<u>57</u>	MINUTE entry before the Honorable John Robert Blakey: On the Court's own motion, the status hearing previously set for 2/21/19 at 9:45 a.m. is reset for 2/21/19 at 9:00 a.m. Note: Time Change Only. Mailed notice (gel,) (Entered: 02/20/2019)
02/20/2019	<u>58</u>	MOTION by Attorney Lisa A. Hausten to withdraw as attorney for Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community Real Estate, LLC, Glen St. Andrew Living Community, LLC. No party information provided (Hausten, Lisa) (Entered: 02/20/2019)

02/21/2019	<u>59</u>	MINUTE entry before the Honorable John Robert Blakey: Motion hearing held on 2/21/2019. Attorney, Lisa A. Husten's motion to withdraw <u>58</u> is granted. Based upon the representation of the parties, this case has settled and is therefore dismissed without prejudice. Absent reinstatement on or before 3/7/2019, the dismissal will convert to one with prejudice without further order of the Court. All pending deadlines and hearings are stricken. Civil case terminated. Mailed notice (gel,) (Entered: 02/21/2019)
02/28/2019	<u>60</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community, LLC. by Melinda Sue Kollross (Kollross, Melinda) (Entered: 02/28/2019)
02/28/2019	<u>61</u>	ATTORNEY Appearance for Defendants Sandra Cubas, Carolyn Driscoll, Alyssa Flavin, Glen Health & Home Management, Inc., Glen St. Andrew Living Community, LLC. by Paul V. Esposito (Esposito, Paul) (Entered: 02/28/2019)
03/04/2019	<u>62</u>	STIPULATION of Dismissal <i>with Prejudice</i> (Loewy, Karen) (Entered: 03/04/2019)
03/05/2019	<u>63</u>	MINUTE entry before the Honorable John Robert Blakey: Based upon the filing of the stipulation of dismissal <u>62</u> , this case is dismissed with prejudice. Civil case terminated. Mailed notice (gel,) (Entered: 03/05/2019)