

**IN THE CIRCUIT COURT OF COOK COUNTY
COUNTY DEPARTMENT, CHANCERY DIVISION**

GENERAL ADMINISTRATIVE ORDER NO. 2020-07 - AMENDED

**SUBJECT: COVID-19 MEASURES (5) – TRANSITION PLAN
(AMENDED June 4, 2020)**

This General Administrative Order is entered pursuant to continuing court measures implemented by Chief Judge Evans for the COVID-19 pandemic.

IT IS HEREBY ORDERED:

In conjunction with General Administrative Order 2020-01 as amended by Chief Judge Timothy Evans on May 28, 2020, the following transition plan will be implemented, subject to further order of the court.

I. REMOTE HEARINGS TO CONTINUE

Court hearings in the entire division will be held remotely by videoconference or teleconference as much as possible. Should a hearing need to be conducted in-person at the Daley Center, it will be held in accordance to protocols set forth in Chief Judge Evans' General Administrative Order 2020-01.

II. GENERAL CHANCERY CASES

Pursuant to Chief Judge Evans' General Administrative Order 2020-01 (as amended May 28, 2020), all General Chancery matters are stayed and reset to a date after July 6, 2020. The following motion practice procedures will be in place for General Chancery matters until July 6, 2020 or on an alternate date as determined by the Chief Judge.

A. *Emergency Motions.* Emergency matters will be heard from present through July 6, 2020.

1. Definition of "Emergency": Emergency matters are defined as a sudden and unforeseen circumstance that may cause injury, loss of life, or damage to property and that requires an urgent response and remedial action.
2. Email: Litigants or lawyers may email rvp.chancery@cookcountyil.gov to schedule an emergency motion with chambers' staff. The movant should attach courtesy copies of the emergency motion and notice of emergency motion and any relevant filings to the email.
3. Telephone: Litigants or lawyers may contact (312) 603-4181 to schedule an emergency motion with chambers' staff. If the emergency motion is scheduled over the telephone, courtesy copies should be delivered by email at rvp.chancery@cookcountyil.gov according to the directions of chambers' staff.

B. *Triage of Cases to Commence July 6, 2020.* Commencing July 6, 2020 or on an alternate date as determined by the Chief Judge, the Chancery Division will begin to hear cases set on each calendar using a triage approach as set forth below.

1. Triage Procedures:

- a) *298 Petitions.* 298 Petitions shall be ruled upon in writing based on the written Petition except that the Court may Order any person filing a 298 Petition to appear and present his/her Petition in person or by videoconference.
- b) *Motions to Consolidate Cases on the Presiding Judge's Call.* The respondent shall indicate whether he/she is objecting to the motion. In the event of an objection, the Court will determine the number of days within which the Respondent to the Motion shall respond and proceed to issue a written Order on the Motion. In the event the Court determines that any further argument or proceeding is necessary, the Court will set the time for either a teleconference, a videoconference, or an in-person proceeding. The Court shall endeavor to issue its Order within 5 days of the response filed.
- c) *Petition for Turnover of Surplus Funds on the Presiding Judge's Call.* The Court shall review the Petition for Turnover of Surplus Funds. In the event of an objection by any party receiving notice, the Court will determine the number of days within which the Respondent to the Motion shall respond and proceed to issue a written Order on the Motion. In the event the Court determines that any further argument or proceeding is necessary, the Court will set down the time for either a teleconference, a videoconference, or an in-person proceeding. The Court shall endeavor to issue its Order within 5 days of the response filed.
- d) *Motions of Course.* The Court will determine the number of days within which the Respondent to the Motion shall respond and proceed to issue a written Order on the Motion. In the event the Court determines that any further argument or proceeding is necessary, the Court will set down the time for either a teleconference, a videoconference, or an in-person proceeding. The Court shall endeavor to issue its Order within 5 days of the response filed. In addition, each Order shall provide a status date by which the parties will provide an update of the case to the Court.
- e) *Status Hearings and Case Management Dates.* The Court will determine the number of days within which the parties shall submit written status reports. The Court shall proceed to issue a written Order after receiving the parties written status reports. In the event the Court determines that any further argument or proceeding is necessary, the Court will set down the time for either a teleconference, a videoconference, or an in-person proceeding. The Court shall endeavor to issue its Order within 5 days of receiving the status reports. In addition, each Order shall provide a status date by which the parties will provide an update of the case to the Court.

- f) *Contested Motions.* The parties shall submit a briefing schedule to the Court and shall submit courtesy copies of the e-filed briefs on the Court's designated e-mail. The parties shall indicate whether they are requesting or waiving an oral argument. Within five days of the last pleading filed, the Court will enter an Order for oral argument or a written ruling date. The Court will determine whether the oral argument shall be held in open Court, via teleconferencing, or by videoconferencing.
- g) *Trials.* Bench trials and evidentiary hearings may be conducted by videoconference at the discretion of the judge presiding over the matter. Any trials and other evidentiary hearings that need to be held in person shall be held with all necessary safeguards taken or continued to protect public health and safety.
- h) *Settlement Conferences.* Settlement conferences may be conducted by videoconference at the discretion of the judge presiding over the matter. Any settlement conferences that need to be held in person shall be held with all necessary safeguards taken or continued to protect public health and safety.
- i) *Proposed Agreed Orders.* Proposed agreed orders may be filed with the Court at any time and the Court will determine how to proceed to rule on such Proposed Orders.
2. Limits on In-Person Proceedings. If a matter needs to be heard in person, no more than 10 people will be allowed in the Courtroom at any given time including the Court and its staff, until further order of court.
3. Courtesy Copies. Courtesy copies may be delivered electronically via email to the email address assigned to the calendar for the case as follows:

Calendar No.	Judge	Email Address
2	Hon. Raymond W. Mitchell	ccc.chancerycalendar2@cookcountyil.gov
3	Hon. Franklin U. Valderrama	ccc.chancerycalendar3@cookcountyil.gov
4	Hon. Alison C. Conlon	ccc.chancerycalendar4@cookcountyil.gov
5	Hon. Neil H. Cohen	ccc.chancerycalendar5@cookcountyil.gov
6	Hon. Celia G. Gamrath	ccc.chancerycalendar6@cookcountyil.gov
7	Hon. Eve M. Reilly	ccc.chancerycalendar7@cookcountyil.gov
8	Hon. Michael T. Mullen	ccc.chancerycalendar8@cookcountyil.gov
9	Hon. Sanjay Tailor	ccc.chancerycalendar9@cookcountyil.gov
10	Hon. C. Kate Moreland	ccc.chancerycalendar10@cookcountyil.gov
11	Hon. Pamela M. Meyerson	ccc.chancerycalendar11@cookcountyil.gov
12	Presiding Judge Moshe Jacobius	ccc.chancerycalendar12@cookcountyil.gov

13	Hon. Anna H. Demacopoulos	Chancery.calendar13@cookcountyil.gov
14	Hon. Sophia H. Hall	ccc.chancerycalendar14@cookcountyil.gov
15	Hon. Anna M. Loftus	Calendar15.chancery@cookcountyil.gov
16	Hon. David B. Atkins	ccc.chancerycalendar16@cookcountyil.gov

C. *Motions Rescheduled for a Later Date.* At any point during the continuing COVID-19 protocols, the Court's staff may contact counsel or self-represented litigants, as necessary and possible, and attempt to triage cases at an earlier time at the sole discretion of the Court. This discretion includes whether agreed orders are permissible for entry prior to July 6, 2020.

III. MECHANICS LIEN CASES

A. *Handling of Mechanics Lien Cases.* Cases in the Mechanic's Lien Section shall be handled in the same manner as the General Chancery Section. Motions of Course, Contested Motions, trials, settlement conferences, and evidentiary hearings shall be handled as set forth above in Section II.

B. *Calendar Email Addresses.* The following emails have been designated for the Mechanics Lien Calendars to be used for courtesy copies and for motion scheduling requests. Emergency motion requests should still be sent to rvp.chancery@cookcountyil.gov.

Calendar No.	Judge	Email Address
52	Hon. Anthony C. Kyriakopoulos	ccc.mfmlcalendar52@cookcountyil.gov
53	Supervising Judge Lewis M. Nixon	ccc.mfmlcalendar53@cookcountyil.gov
54	Hon. Daniel P. Brennan	ccc.mfmlcalendar54@cookcountyil.gov

IV. MORTGAGE FORECLOSURE

Pursuant to Chief Judge Evans' General Administrative Order 2020-01 (as amended May 28, 2020), all mortgage foreclosure matters are stayed and reset to a date after July 6, 2020.¹ The following motion practice procedures will be in place for foreclosure matters until July 6, 2020 or on an alternate date as determined by the Chief Judge.

A. *Stay on Foreclosure Judgments and Sales.* All mortgage foreclosure judgments, evictions in furtherance of a foreclosure, and foreclosure sales are stayed until July 6, 2020.

B. *Emergency Motions.* Emergency matters will be heard from present through July 6, 2020.

¹ The Presiding Judge of the Chancery Division recognizes that GAO 2020-01 (as amended May 28, 2020) entered by Chief Judge Evans has a date of July 19, 2020 in the order staying foreclosure judgments. (GAO 2020-01, as amended May 28, 2020 at ¶ 6.) However, that date was a transcription error and should have been July 6, 2020. As such, this GAO is written to be in compliance with the Chief Judge's direction to stay matters until July 6, 2020.

1. Definition of "Emergency": Emergency matters are defined as a sudden and unforeseen circumstance that may cause injury, loss of life, or damage to property and that requires an urgent response and remedial action
2. Email: Litigants or lawyers may email rvp.chancery@cookcountyiil.gov to schedule an emergency motion with chambers' staff. The movant should attach courtesy copies of the emergency motion and notice of emergency motion and any relevant filings to the email.
3. Telephone: Litigants or lawyers may contact (312) 603-3900 to schedule an emergency motion with chambers' staff. If the emergency motion is scheduled over the telephone, courtesy copies should be delivered by email at rvp.chancery@cookcountyiil.gov according to the directions of chambers' staff.

C. *Foreclosure Orders that Will Not Be Entered.* The following orders will not be entered from June 1, 2020 through July 6, 2020:

1. Judgment of Foreclosure;
2. Summary Judgment Order;
3. Order for Default;
4. Order Approving Sale;
5. Order for Possession that would displace a resident or tenant from a home;
6. Quarterly Special Process Server Order with the Dates 7/1/20-9/30/20 (*See Section IV(D) below*);
7. Special Process Server Orders in residential cases; and
8. Any other order the court determines to be in furtherance of a foreclosure, foreclosure sale, or eviction.

D. *Special Process Server Orders*

1. Standing Special Process Server Orders Pursuant to GAO 2007-03. Requests for Standing Special Process Server orders entered pursuant to GAO 2007-03 that are entered each quarter may be submitted for the dates: July 6, 2020 through September 30, 2020. Motions and proposed orders may be sent to the following email address: ccc.mfmlspsorders@cookcountyiil.gov.
2. Individual Special Process Server Requests. Requests in individual cases for Special Process Servers will not be entered for residential cases or cases where tenants may be displaced, except under exigent circumstances, until July 6, 2020.

E. *Triage of Cases to Commence July 6, 2020.* Commencing July 6, 2020 or on an alternate date as determined by the Chief Judge, the Mortgage Foreclosure Section will commence to hear cases set on each calendar using a triage approach as set forth below.

1. Triage Procedures.

- a) *Case Management Statuses.* Plaintiff will provide the Court with a Case Management Status sheet and notice to the Respondent. The Plaintiff shall be excused from appearing on the date the case management is noticed. In the event Defendant appears, the Court shall enter an Order granting Defendant leave to file his/her answer and appearance. After the date for which the case was noticed, the Court shall enter an Order either striking the Case Management from the call ("4331") or memorializing the time Defendant was granted to file his/her answer and appearance and shall provide a new status date. The court shall specify if the status is to be held by teleconference, a Zoom meeting, or an in-person proceeding based on any requests from parties.
- b) *Motion for Default, Summary Judgment, and Judgment of Foreclosure.* The Motions for Default, Summary Judgment, and entry of Judgment of Foreclosure shall be noticed for a date as allowed through e-filing in the Clerk's e-filing system. Plaintiff should file the Default Motion with all required documents required under the Court's standing orders with notice to Defendant(s). In the event Defendant(s) appear, the Court shall enter an Order of continuance and set the matter for either a teleconference, a video conference or an in Court proceeding. In the event Defendant(s) fail to appear, then the Court may enter a Default Order, Summary Judgment and an Order of Foreclosure within the Court's discretion in the event the Plaintiff has complied with the procedural requirements of the Court. The parties may request a remote proceeding prior to sending out notice by contacting the court.
- c) *Contested Motions.* Defendant(s) shall submit a response to the motion being contested and, where necessary, a briefing schedule to the Court and shall submit courtesy copies of their e-filed briefs on the Court's designated e-mail. The parties shall indicate whether they are requesting or waiving oral argument. A clerk status shall be entered by the Court on a date after all briefs have been filed. On the Clerk Status date, the Court will enter an Order for oral argument or a written ruling date. The Court will determine whether the oral argument shall be held in open Court, via teleconferencing or by videoconference.
- d) *Order Approving Sale.* Plaintiff shall file a Motion for an Order Approving Sale with all necessary attachments and notice to Defendant(s). Plaintiff shall be excused from appearing for the Motion. In the event Defendant(s) appear, the Court shall enter an Order of continuance and set the matter for either a teleconference, a video conference or an in-person proceeding. In the event Defendant(s) fail to appear, then the Court may enter an Order Approving Sale within the Court's discretion in the event the Plaintiff has complied with the procedural requirements of the Court.

2. Limits on In-Person Proceedings. If a matter needs to be heard in person, no more than 10 people will be allowed in the Courtroom at any given time including the Court and its staff, until further order of court.
3. Courtesy Copies. Courtesy copies may be delivered electronically via email to the email address assigned to the calendar for the case as follows:

Calendar No.	Judge	Email Address
56	Hon. Freddrenna M. Lyle	ccc.mfmlcalendar56@cookcountyil.gov
57	Hon. Joel Chupack	ccc.mfmlcalendar57@cookcountyil.gov
58	Hon. Darryl B. Simko	ccc.mfmlcalendar58@cookcountyil.gov
59	Hon. Edward N. Robles	ccc.mfmlcalendar59@cookcountyil.gov
60	Hon. William B. Sullivan	ccc.mfmlcalendar60@cookcountyil.gov
61	Hon. Cecilia A. Horan	ccc.mfmlcalendar61@cookcountyil.gov
62	Hon. Marian E. Perkins	ccc.mfmlcalendar62@cookcountyil.gov
63	Hon. Gerald V. Cleary	ccc.mfmlcalendar63@cookcountyil.gov
64	Hon. Patricia S. Spratt	ccc.mfmlcalendar64@cookcountyil.gov

- F. *Motions Rescheduled for a Later Date.*** At any point during the continuing COVID-19 protocols, the Court's staff may contact counsel or self-represented litigants, as necessary and possible, and attempt to triage cases at an earlier time at the sole discretion of the Court. This discretion includes agreed orders and other motions (such as motions relating to receivers and special representatives) that the court determines are not prohibited pursuant to Section IV(A) & (C) above for entry prior to July 6, 2020.

V. COVID PROTECTION SAFEGUARDS

Any court operations for the division that are conducted in person shall be conducted in accordance to the safeguard protocols set forth in General Administrative Order 2020-02 issued by Chief Judge Evans.

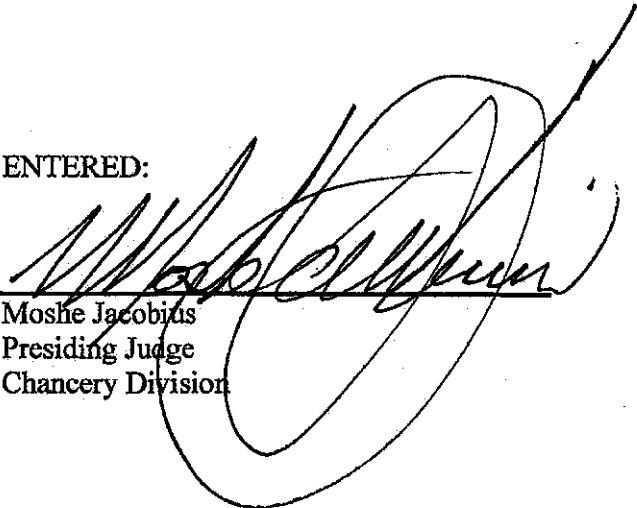
VI. PUBLIC ACCESS

It is essential that public access be made available for any court proceeding. Any individual, litigant, organization or participant that wishes to participate in an emergency proceeding shall make a request to the court by emailing rvp.chancery@cookcountyil.gov or calling (312) 603-4181 (General Chancery matters or (312) 603-3900 (Mortgage Foreclosure/Mechanics Lien matters). Any matter that is scheduled on a judge's calendar or any individual, litigant, organization or participant that wishes to participate in a matter scheduled on a judge's calendar may submit a request for participation directly to the posted e-mail or phone number of the judge's chambers assigned to the case.

ENTERED
Judge Moshe Jacobius-1556
JUN 04 2020
DOROTHY BROWN
CLERK OF THE CIRCUIT COURT
OF COOK COUNTY, IL
DEPUTY CLERK

Date: June 2, 2020

ENTERED:


Moshe Jacobius
Presiding Judge
Chancery Division