

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

GENERAL ADMINISTRATIVE ORDER NO. 2017-01

**SUBJECT: STANDING RECUSALS IN MORTGAGE FORECLOSURE CASES
(REPLACES GENERAL ADMINISTRATIVE ORDER 2014-06)**

One judge currently assigned to the Mortgage Foreclosure/Mechanics Lien Section of the Chancery Division has standing conflicts that require immediate recusal from cases in which certain institutions are participating parties. That judge is Honorable John J. Curry, Jr., assigned to Calendar 57. Judge Curry has entered a standing order in which he has recused himself, pursuant to Supreme Court Rule 63(C)(1), from all cases involving certain parties due to his prior or current relationship with the entities. Due to the high volume of cases heard in the Mortgage Foreclosure/Mechanics Lien Section, a more efficient procedure is needed to effectuate a reassignment of the case to another calendar through the randomization process and to avoid unnecessary additional court appearances for all parties.

IT IS HEREBY ORDERED:

1. This General Administrative Order updates and replaces General Administrative Order 2014-06.

2. A plaintiff will be allowed to come before the Presiding Judge of the Chancery Division for a random reassignment of the case to another Mortgage Foreclosure Calendar if the following requirements are met:
 - (a) The case is randomly assigned to Calendar 57 at the time of filing;

 - (b) The case involves an entity designated in the respective standing order, as plaintiff or defendant, requiring recusal by the judge assigned to the calendar;

 - (c) The entity that is the subject of the judge's standing order for recusal is identified in the caption of the case, the motion, and the motion has a copy of the judge's standing order attached to it as an exhibit;

 - (d) The plaintiff is requesting the reassignment prior to the automatically scheduled case management date; and

 - (e) No appearance has been filed by any defendant.

If all of the above requirements are met, the plaintiff may come to the courtroom of the Presiding Judge of the Chancery Division for filing, presentment and immediate reassignment to

another calendar through entry of the attached order "Mortgage Foreclosure Reassignment/Transfer Order (Standing Recusals)".

After a case has been reassigned from Calendar 57, the Clerk of the Court shall set a new Case Management hearing date to be heard on the newly assigned calendar. The Clerk of the Court shall send a post card notification to all parties who have filed an appearance in the matter at the time of reassignment.

3. If a case is assigned to Calendar 57 and a conflict arises through a motion to intervene, motion to amend the complaint, or a third-party action, a motion for recusal and the corresponding underlying motion the motion shall be spindled on the assigned Mortgage Foreclosure Calendar where the conflict arises. The mortgage foreclosure judge shall enter an order recusing himself pursuant to the standing order and send the case to the Presiding Judge of the Chancery Division for reassignment.

4. This order applies exclusively to reassignments for Calendar 57 based strictly on the standing orders for recusal entered by Judge Curry.

ENTER:



Moshe Jacobius
Presiding Judge
Chancery Division

Date: March 14, 2017

STANDING ORDER NO. 2
(Recusal from certain cases)
CHANCERY CALENDAR 57
Judge John J. Curry, Jr.
Room 2809

Pursuant to Supreme Court Rule 63 C. (1), Judge John J. Curry, Jr. ,
recuses himself from all cases in which the following are parties, either plaintiff
or defendant, due to his prior relationship with these entities:

TCF Bank
TCF National Bank
Fifth Third Bank
Fifth Third Mortgage Company

This Standing Order shall be effective beginning March 6, 2017.

/s/ Judge John J. Curry, Jr.

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

_____,)
)
Plaintiff(s),)
)
v.) Case No. _____
)
_____,)
)
Defendant(s).)

MORTGAGE FORECLOSURE REASSIGNMENT/TRANSFER ORDER
(STANDING RECUSALS)

This matter being assigned to Calendar 57 (Judge John J. Curry, Jr.); and the matter currently involving (*select only those that apply pursuant to the judge's standing order of recusal*):

- TCF Bank (*Curry*)
- TCF National Bank (*Curry*)
- Fifth Third Bank (*Curry*)
- Fifth Third Mortgage Company (*Curry*)

as Plaintiff Defendant Third-Party; and coming before the Presiding Judge of the Chancery Division pursuant to General Administrative Order 2017-05;

IT IS HEREBY ORDERED:

- (1) 8211 Judge John J. Curry, Jr. (Calendar 57) recused himself from the above entitled matter pursuant to Standing Order 2 entered by said Judge.
- (2) 4282 The matter has been transferred to the Presiding Judge of the Chancery Division for the purpose of reassigning the case pursuant to General Administrative Order 2014-06.
- (3) 8282 The above entitled cause is hereby reassigned to Calendar ____, Judge _____.
- (4) 4331 The case management date of ____/____/____ previously set to be heard on Calendar 57 is stricken.
4519 A new case management date of ____/____/____ at _____ AM/PM in Courtroom _____ is set to be heard on Calendar _____.
- (5) Plaintiff shall notify all defendants of the new case management date above.

Attorney No.: _____
Name: _____
Atty. For: _____
Address: _____
City/State/Zip: _____
Telephone: _____

ENTERED:

Dated: _____, _____

Judge Moshe Jacobius

Judge's No.