

ORIGINAL

No. 126927

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IN THE  
SUPREME COURT OF ILLINOIS

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|                                  |                                   |
|----------------------------------|-----------------------------------|
| PEOPLE OF THE STATE OF ILLINOIS, | ) On Petition for Leave to Appeal |
|                                  | ) from the Appellate Court of     |
| Plaintiff-Appellee,              | ) Illinois, First District        |
|                                  | ) No. 1-19-0922                   |
| v.                               | )                                 |
| \$59,914.00, et. al.             | ) No. 15 COFO 3667                |
|                                  | )                                 |
| Claimant-Appellant.              | ) Judge Patton, Presiding         |
|                                  | )                                 |

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CLAIMANT-APPELLANT'S STATEMENT OF THE STANDARDS OF REVIEW

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E-FILED  
4/5/2021 12:00 AM  
Carolyn Taft Grosboll  
SUPREME COURT CLERK

Steven A. Greenberg  
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Steve@Greenbergcd.com

Attorney for Claimant-Appellant

**STANDARDS OF REVIEW**

Claimant Salaam filed a motion to vacate a default judgment. This Court reviews a trial court's decision on a motion to vacate under different standards, depending upon whether it presents a factual or legal challenge. *Forest Preserve District of Cook County v. Chicago Title & Trust Co.*, 2015 IL App (1st) 131925, ¶¶43-46. Where the question on appeal is a legal one, with no dispute as to the underlying facts, as is the case here, the matter is reviewed *de novo*. *Id.* at ¶45, citing *People v. Vincent*, 266 Ill.2d 1 (2007).

The legal issue concerns whether Mr. Salaam was entitled to notice, which is a question of due process "Whether claimants were afforded due process in the instant matter is an issue of law, and any review is *de novo*. *People v. Dameron*, 196 Ill.2d 156, 162, 256 Ill.Dec. 274, 751 N.E.2d 1111 (2001); see also *People v. Anaya*, 279 Ill.App.3d 940, 944-45, 216 Ill.Dec. 465, 665 N.E.2d 525 (1996)." *People ex rel. Devine v. \$30,700.00 United States. Currency*, 199 Ill.2d 142, 155, 766 N.E.2d 1084, 1092.

Respectfully submitted,

*Steve Greenberg*

Steven A. Greenberg

**NOTICE OF FILING and CERTIFICATE OF SERVICE**

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You are hereby notified that on April 4, 2021, we filed by electronic means the Standards of Review and served it upon the parties via electronic mail. I, STEVEN A. GREENBERG, certify under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the statements set forth in this instrument are true and correct.

By: *Steve Greenberg*

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|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>PEOPLE OF THE STATE OF ILLINOIS,</b></p> <p style="padding-left: 100px;"><b>Plaintiff-Appellee,</b></p> <p style="padding-left: 100px;"><b>v.</b></p> <p><b>\$59,914.00, et. al.</b></p> <p style="padding-left: 100px;"><b>Claimant-Appellant.</b></p> | <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> | <p><b>On Petition for Leave to Appeal</b></p> <p><b>from the Appellate Court of</b></p> <p><b>Illinois, First District</b></p> <p><b>No. 1-19-0922</b></p><br><p><b>No. 15 COFO 3667</b></p><br><p><b>Judge Patton, Presiding</b></p> |
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**CLAIMANT-APPELLANT'S TABLE OF CONTENTS OF RECORD ON  
APPEAL**

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**Attorney for Claimant-Appellant**

## Table of Contents

APPEAL TO THE APPELLATE COURT OF ILLINOIS  
 FIRST JUDICIAL DISTRICT  
 FROM THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
 COOK COUNTY, ILLINOIS

PEOPLE OF THE STTE OF ILLINOIS

Plaintiff/Petitioner

Reviewing Court No: 1-19-0922Circuit Court No: 2015COFO003667Trial Judge: PATTON

v.

\$59. 914.00, ET AL.

Defendant/Respondent

## COMMON LAW RECORD - TABLE OF CONTENTS

Page 1 of 1

| <u>Date Filed</u> | <u>Title/Description</u>         | <u>Page No.</u> |
|-------------------|----------------------------------|-----------------|
| 11/12/2015        | <u>DOCKET</u>                    | C 3-C 5         |
| 11/12/2015        | <u>COMPLAINT</u>                 | C 6-C 11        |
| 01/20/2016        | <u>ORDER</u>                     | C 12            |
| 11/02/2018        | <u>APPEARANCE</u>                | C 13            |
| 11/02/2018        | <u>MOTION</u>                    | C 14-C 20       |
| 11/02/2018        | <u>EXHIBITS</u>                  | C 21-C 44       |
| 11/02/2018        | <u>NOTICE OF FILING</u>          | C 45            |
| 11/02/2018        | <u>VERIFICATION</u>              | C 46            |
| 11/28/2018        | <u>ORDER</u>                     | C 47            |
| 01/25/2019        | <u>MOTION</u>                    | C 48-C 51       |
| 01/25/2019        | <u>MOTION 2</u>                  | C 52-C 97       |
| 02/19/2019        | <u>RESPONSE</u>                  | C 98-C 103      |
| 02/19/2019        | <u>NOTICE OF FILING</u>          | C 104           |
| 02/27/2019        | <u>ORDER</u>                     | C 105-C 106     |
| 03/19/2019        | <u>RESPONSE</u>                  | C 107-C 123     |
| 03/19/2019        | <u>NOTICE OF FILING</u>          | C 124-C 125     |
| 04/03/2019        | <u>ORDER</u>                     | C 126           |
| 04/30/2019        | <u>NOTICE OF APPEAL</u>          | C 127-C 128     |
| 07/15/2019        | <u>REQUEST TO PREPARE RECORD</u> | C 129-C 132     |

A-2

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**NOTICE OF FILING and CERTIFICATE OF SERVICE**

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You are hereby notified that on April 4, 2021, we filed by electronic means the Table of Contents of the Record and served it upon the parties via electronic mail. I, STEVEN A. GREENBERG, certify under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the statements set forth in this instrument are true and correct.

By: *Steve Greenberg*

**Steven A. Greenberg**  
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**INDEX OF COURT PROCEEDINGS**

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**INDEX OF COURT PROCEEDINGS**

| <u>April 30, 2019 - Hearing</u> | <u>Record Page</u> |
|---------------------------------|--------------------|
| Salaam's Opening Argument       | R5                 |
| State's Argument in Response    | R9                 |
| Salaam's Argument in Reply      | R20                |
| Court's Ruling                  | R34                |

There was not a court reporter for the February 27, 2019, hearing.

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