

SUPREME COURT OF ILLINOIS

WEDNESDAY, JANUARY 26, 2022

THE FOLLOWING CASES ON THE LEAVE TO APPEAL DOCKET WERE DISPOSED OF AS INDICATED:

126057 - Jamal Shehadeh, petitioner, v. Sheriff Michael Downey, respondent.
Leave to appeal, Appellate Court, Third District. 3-17-0158
Petition for Leave to Appeal Denied.

127102 - People State of Illinois, petitioner, v. Philip Johnson, respondent.
Leave to appeal, Appellate Court, Third District. 3-18-0357
Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, Third District, is directed to vacate its judgment in People v. Johnson, case No. 3-18-0357 (02/26/21). The appellate court is directed to consider the effect of this Court's opinion in People v. Jones, 2021 IL 126432, on the issue of whether defendant's sentence violates the eighth amendment of the United States Constitution and determine if a different result is warranted.

Carter, J. took no part.

127220 - People State of Illinois, respondent, v. Jesse R. Perez, petitioner.
Leave to appeal, Appellate Court, Third District. 3-19-0101
Petition for Leave to Appeal Denied.

Carter, J. took no part.

127225 - People State of Illinois, respondent, v. Alonzo Bell, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0366
Petition for Leave to Appeal Denied.

127257 - Janet Bedin, petitioner, v. Northwestern Memorial Hospital, respondent.
Leave to appeal, Appellate Court, First District. 1-19-0723
Petition for Leave to Appeal Denied.

- 127407 - Doris Martinez, Special Adm'r, etc., petitioner, v. Holly M. Loud, etc., et al., respondents. Leave to appeal, Appellate Court, Second District. 2-20-0414
Petition for Leave to Appeal Denied.
- 127431 - People State of Illinois, respondent, v. Deandre Brown, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0368
Petition for Leave to Appeal Denied.
- 127441 - Frances Endencia, petitioner, v. Adtalem Global Education, Inc., et al., respondents. Leave to appeal, Appellate Court, Second District. 2-20-0378
Petition for Appeal as a Matter of Right Denied.

Michael J. Burke, J. took no part.
- 127480 - Latonia Mallett, petitioner, v. The Human Rights Commission et al., respondents. Leave to appeal, Appellate Court, First District. 1-19-2397
Petition for Leave to Appeal Denied.
- 127541 - People State of Illinois, respondent, v. Rondale Parker, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0823
Petition for Leave to Appeal Denied.
- 127577 - People State of Illinois, respondent, v. Ryan H.J. O'Neal, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0014
Petition for Leave to Appeal Denied.
- 127590 - Metropolitan Water Reclamation District of Greater Chicago, respondent, v. Copperfields, Inc., et al., etc. (Zafar Sheikh, petitioner). Leave to appeal, Appellate Court, First District. 1-21-0056
Petition for Leave to Appeal Denied.
- 127654 - People State of Illinois, petitioner, v. Maurice Andrew Davis, respondent. Leave to appeal, Appellate Court, Third District. 3-18-0146
Petition for Leave to Appeal Denied.

- 127666 - People State of Illinois, petitioner, v. Michael Wilson, respondent. Leave to appeal, Appellate Court, Third District. 3-20-0181
Petition for Leave to Appeal Allowed.
- 127706 - People State of Illinois, respondent, v. Patrick Williams, petitioner. Leave to appeal, Appellate Court, Second District. 2-20-0332
Petition for Leave to Appeal Denied.
- 127710 - Ed Smith, etc., respondent, v. Miomed Orthopaedics, Inc., petitioner. Leave to appeal, Appellate Court, First District. 1-18-2148, 1-18-2423
Petition for Leave to Appeal Denied.
- 127712 - Ayesha Chaudhary, respondent, v. The Department of Human Services et al., etc., petitioners. Leave to appeal, Appellate Court, Second District. 2-20-0364
Petition for Leave to Appeal Allowed.
- 127725 - David L. Mackel, petitioner, v. Greg Scott, etc., respondent. Leave to appeal, Appellate Court, Fifth District. 5-19-0316
Petition for Leave to Appeal Denied.
- 127730 - The Bank of New York Mellon Corporation etc., respondent, v. Farhat Akhter etc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-20-0157, 1-20-0158
Petition for Leave to Appeal Denied.
- 127732 - People State of Illinois, respondent, v. Samuel Sauls, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0667
Petition for Leave to Appeal Allowed.
- 127734 - People State of Illinois, respondent, v. Michelle R. Dawes, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0506
Petition for Leave to Appeal Denied.
- 127735 - Jean Ann Downey, etc., respondent, v. Downey+Rippe, LLC, et al., petitioners. Leave to appeal, Appellate Court, Second District. 2-20-0572
Petition for Leave to Appeal Denied.

- 127736 - People State of Illinois, respondent, v. Marchello DeShawn Johnson, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0770
Petition for Leave to Appeal Denied.
- 127737 - People State of Illinois, respondent, v. Robert D. May Jr., petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0893
Petition for Leave to Appeal Denied.
- 127739 - People State of Illinois, respondent, v. Gabriel Reeves, petitioner. Leave to appeal, Appellate Court, First District. 1-17-0978
Petition for Leave to Appeal Denied.
- 127740 - People State of Illinois, respondent, v. Jovan Williams, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2302
Petition for Leave to Appeal Denied.
- 127741 - Gabriela Flores, respondent, v. Luxury Motors Credit, Inc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-20-0974
Petition for Leave to Appeal Denied.
- 127742 - Robert Antonson, petitioner, v. The Department of Human Services et al., etc., respondents. Leave to appeal, Appellate Court, First District. 1-19-2492
Petition for Leave to Appeal Denied.
- 127743 - John Colt Landreth, petitioner, v. Myers, Berry, O'Connor & Kuzma, Ltd., et al., respondents. Leave to appeal, Appellate Court, Third District. 3-19-0607
Petition for Leave to Appeal Denied.
- Carter, J. took no part.
- 127744 - Lawrence S. Kirsch, petitioner, v. MNJ Technologies Direct, Inc., etc., et al., respondents. Leave to appeal, Appellate Court, First District. 1-20-0953
Petition for Leave to Appeal Denied.

- 127745 - People State of Illinois, respondent, v. Edward Wallace, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1089
Petition for Leave to Appeal Denied.
- 127746 - People State of Illinois, respondent, v. Cortez Phyfiher, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0634
Petition for Leave to Appeal Denied.
- 127748 - Rodrick S. Studer, respondent, v. Central Illinois Scale Company, petitioner. Leave to appeal, Appellate Court, Third District. 3-20-0277
Petition for Leave to Appeal Denied.
- 127749 - Amy Giacomo et al., petitioners, v. Debra Carson, M.D., et al., respondents. Leave to appeal, Appellate Court, Fifth District. 5-21-0040
Petition for Leave to Appeal Denied.
- 127751 - People State of Illinois, respondent, v. Mary Cook-Williams, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0048
Petition for Leave to Appeal Denied.
- 127752 - Marie Patton, petitioner, v. Christian Biswell, respondent. Leave to appeal, Appellate Court, Fourth District. 4-20-0187
Petition for Leave to Appeal Denied.
- 127753 - People State of Illinois, respondent, v. Jorge Diaz, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1040
Petition for Leave to Appeal Denied.
- Michael J. Burke, J. took no part.
- 127755 - People State of Illinois, respondent, v. Thomas A. Boitnott, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0398
Petition for Leave to Appeal Denied.
- 127756 - People State of Illinois, respondent, v. Joe Thompson, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0896
Petition for Leave to Appeal Denied.

- 127757 - People State of Illinois, respondent, v. Robert J. Libricz, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0329, 2-19-0452
Petition for Leave to Appeal Allowed.
- 127758 - Patricia Marinaro, respondent, v. Lucas Pettit et al., etc., petitioners. Leave to appeal, Appellate Court, First District. 1-20-1083
Petition for Leave to Appeal Denied.
- 127759 - James Delegatto, Indv., etc., petitioner, v. Advocate Health and Hospitals, etc., et al. (Silver Cross Hospital and Medical Center, respondent). Leave to appeal, Appellate Court, First District. 1-20-0484
Petition for Leave to Appeal Denied.
- 127762 - People State of Illinois, respondent, v. Stephane Edouard, petitioner. Leave to appeal, Appellate Court, First District. 1-18-0494
Petition for Leave to Appeal Denied.
- 127764 - In re Marriage of Robbyn C. Brown, petitioner, and Kirk H. Brown, respondent. Leave to appeal, Appellate Court, Fifth District. 5-20-0007
Petition for Leave to Appeal Denied.
- 127765 - People State of Illinois, respondent, v. Kristopher Horton, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1846
Petition for Leave to Appeal Denied.

Neville, J. took no part.
- 127766 - People State of Illinois, respondent, v. David M. Brocksom, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1098
Petition for Leave to Appeal Denied.
- 127767 - People State of Illinois, respondent, v. Bobby Tatum, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0206
Petition for Leave to Appeal Denied.

- 127768 - People State of Illinois, respondent, v. Ricardo Rodriguez, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0173
Petition for Leave to Appeal Denied.
- Neville, J., joined by Carter, J., dissenting from the court's denial of the petition for leave to appeal.
Dissent attached.
- Anne M. Burke, C.J. took no part.
- 127770 - People State of Illinois, respondent, v. Jesus Hernandez, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0566
Petition for Leave to Appeal Denied.
- 127771 - People State of Illinois, respondent, v. Alfredo Ramos, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0894
Petition for Leave to Appeal Denied.
- 127772 - People State of Illinois, respondent, v. Davontae D. Dye, petitioner. Leave to appeal, Appellate Court, Third District. 3-18-0503
Petition for Leave to Appeal Denied.
- 127773 - Juan Moore, respondent, v. LG Chem, Ltd., petitioner. Leave to appeal, Appellate Court, First District. 1-21-0951
Petition for Leave to Appeal Denied.
- 127775 - Old Republic Insurance Company, respondent, v. Pro-Agr, Inc. et al., petitioners. Leave to appeal, Appellate Court, Fourth District. 4-20-0340, 4-20-0365
Petition for Leave to Appeal Denied.
- 127779 - Thaddeus Joseph Beaulieu, petitioner, v. Insight Global, LLC, et al., respondents. Leave to appeal, Appellate Court, Second District. 2-20-0567
Petition for Leave to Appeal Denied.
- 127780 - People State of Illinois, petitioner, v. Eric M. Galarza, respondent. Leave to appeal, Appellate Court, Second District. 2-21-0019
Petition for Leave to Appeal Denied.

- 127781 - Cristy Cawthon, petitioner, v. Illinois Human Rights Commission et al., respondents. Leave to appeal, Appellate Court, Fifth District. 5-20-0212
Petition for Leave to Appeal Denied.
- 127784 - People State of Illinois, respondent, v. Carnell Jackson, petitioner. Leave to appeal, Appellate Court, First District. 1-20-1065
Petition for Leave to Appeal Denied.
- 127785 - Marshal P. Morris, petitioner, v. Erin Cartwright Weinstein, etc., et al., respondents. Leave to appeal, Appellate Court, Second District. 2-20-0512
Petition for Leave to Appeal Denied.
- 127786 - People State of Illinois, respondent, v. Randolph Mays, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1102
Petition for Leave to Appeal Denied.
- 127788 - People State of Illinois, respondent, v. Kyle J. Lergner, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0715
Petition for Leave to Appeal Denied.
- 127789 - People State of Illinois, petitioner, v. Ernesto Urzua, respondent. Leave to appeal, Appellate Court, Second District. 2-20-0231
Petition for Leave to Appeal Allowed.
- 127790 - People State of Illinois, respondent, v. Brian A. Thompson, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-18-0830
Petition for Leave to Appeal Denied.
- 127792 - People State of Illinois, respondent, v. Roscoe Hollie, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2220
Petition for Leave to Appeal Denied.
- 127793 - In re Marriage of Juli L. Keller, petitioner, and Gary R. Keller, respondent. Leave to appeal, Appellate Court, First District. 1-20-0739
Petition for Leave to Appeal Denied.

- 127794 - People State of Illinois, respondent, v. Caroline Woods, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0493
Petition for Leave to Appeal Allowed.
- 127795 - People State of Illinois, respondent, v. Charles A. Flynn, petitioner. leave to appeal, Appellate Court, Fourth District. 4-20-0172
Petition for Leave to Appeal Denied.
- 127796 - U.S. Bank Trust National Association, etc., respondent, v. Richard J. Zofkie et al., petitioners. Leave to appeal, Appellate Court, First District. 1-20-1232
Petition for Appeal as a Matter of Right or, in the alternative, Petition for Leave to Appeal Denied.
- 127797 - People State of Illinois, respondent, v. Keith McGrew, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0213
Petition for Leave to Appeal Denied.
- 127799 - People State of Illinois, respondent, v. Dustin L. Nunamaker, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-19-0259
Petition for Leave to Appeal Denied.
- 127801 - Jorome Tims et al., etc., respondents, v. Black Horse Carriers, Inc., petitioner. Leave to appeal, Appellate Court, First District. 1-20-0563
Petition for Leave to Appeal Allowed.
- 127802 - In re Application of the County Treasurer and Ex Officio County Collector of Cook County, Illinois, etc. (Bradley L. Freas, petitioner, v. Wheeler Financial Inc., respondent). Leave to appeal, Appellate Court, First District. 1-19-2386, 1-20-0393
Petition for Leave to Appeal Denied.
- 127803 - People State of Illinois, respondent, v. Ramon Delgado, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2285
Petition for Leave to Appeal Denied.
- 127805 - People State of Illinois, respondent, v. Trumane Tompkins, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0693
Petition for Leave to Appeal Allowed.

- 127807 - People State of Illinois, respondent, v. DMarlo Quartez Bryant, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0530
Petition for Leave to Appeal Denied.
- 127809 - People State of Illinois, respondent, v. Chavez K. Saulsberry, petitioner. Leave to appeal, Appellate Court, Second District. 2-18-1027
Petition for Leave to Appeal Denied.
- 127810 - People State of Illinois, respondent, v. Teranza Jones, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0751
Petition for Leave to Appeal Allowed.
- 127811 - People State of Illinois, petitioner, v. Paxton Dale Singer, respondent. Leave to appeal, Appellate Court, Second District. 2-20-0314
Petition for Leave to Appeal Denied.
- Michael J. Burke, J. took no part.
- 127812 - People State of Illinois, respondent, v. Ayisha Ali, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2414
Petition for Leave to Appeal Denied.
- 127814 - People State of Illinois, respondent, v. Stephen L. Brown, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0286
Petition for Leave to Appeal Denied.
- 127818 - People State of Illinois, respondent, v. Derrick Lee, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2086
Petition for Leave to Appeal Denied.
- 127819 - First Financial Investment Fund III, LLC, petitioner, v. Theresa Johnson, respondent. Leave to appeal, Appellate Court, Fifth District. 5-19-0410
Petition for Leave to Appeal Denied.

- 127820 - Midwest Masonry, Inc., petitioner, v. Central Irrigation Supply, Inc., respondent. Leave to appeal, Appellate Court, Second District. 2-20-0604
Petition for Leave to Appeal Denied.
Michael J. Burke, J. took no part.
- 127821 - People State of Illinois, respondent, v. Mark Jones, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0533
Petition for Leave to Appeal Denied.
- 127823 - People State of Illinois, respondent, v. Raul Martinez, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2553
Petition for Leave to Appeal Denied.
- 127824 - People State of Illinois, respondent, v. Laura A. Epstein, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1059
Petition for Leave to Appeal Allowed.
- 127827 - People State of Illinois, respondent, v. Donnte Kindle, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0484
Petition for Leave to Appeal Denied.
- 127828 - People State of Illinois, respondent, v. Shaquille P. Prince, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0440
Petition for Leave to Appeal Allowed.
- 127829 - Kwang Ja Lee, respondent, v. Seong Gu Cho, petitioner. Leave to appeal, Appellate Court, First District. 1-21-0971
Petition for Leave to Appeal Denied.
- 127830 - Casey Galloway, respondent, v. Illinois Central Railroad Company, petitioner. Leave to appeal, Appellate Court, First District. 1-20-1198
Petition for Leave to Appeal Denied.
- 127832 - People State of Illinois, respondent, v. Cordell L. Irons, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0372
Petition for Leave to Appeal Denied.

- 127833 - People State of Illinois, respondent, v. Mark A. Winger, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0599
Petition for Leave to Appeal Denied.
- 127834 - People State of Illinois, respondent, v. Marquis Ceazer, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1464
Petition for Leave to Appeal Denied.
- 127835 - People State of Illinois, respondent, v. Britany Watson, petitioner. Leave to appeal, Appellate Court, First District. 1-18-0034
Petition for Leave to Appeal Denied.
- 127837 - John W. Givens et al., etc., respondents, v. The City of Chicago, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2434, 1-19-2457
Petition for Leave to Appeal Allowed.
- 127839 - People State of Illinois, respondent, v. Paris McGee, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0362
Petition for Leave to Appeal Denied.
- 127840 - People State of Illinois, respondent, v. Terrell Randall, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1194
Petition for Leave to Appeal Denied.
- 127842 - Lynn Fazekas, Indv., etc., petitioner, v. The City of DeKalb, respondent. Leave to appeal, Appellate Court, Second District. 2-20-0692
Petition for Leave to Appeal Denied.
- 127844 - People State of Illinois, respondent, v. Thomas Lindsey, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2208
Petition for Leave to Appeal Denied.
- 127847 - Brittanie M. Hayes, respondent, v. Bradley M. Arthur, petitioner. Leave to appeal, Appellate Court, First District. 1-21-0359
Petition for Leave to Appeal Denied.

- 127848 - People State of Illinois, respondent, v. Giovanni Garcia, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2576
Petition for Leave to Appeal Denied.
- Anne M. Burke, C.J. took no part.
- 127849 - People State of Illinois, respondent, v. Marell Carter, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1158
Petition for Leave to Appeal Denied.
- 127850 - RLI Insurance Company, petitioner, v. Thomas Engineering Group, LLC, et al., respondents. Leave to appeal, Appellate Court, First District. 1-19-1950, 1-19-1963, 1-19-1987
Petition for Leave to Appeal Denied.
- 127851 - People State of Illinois, respondent, v. Christopher Doehring, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0420
Petition for Leave to Appeal Denied.
- 127852 - William Malloy, Indv., etc., respondent, v. DuPage Gynecology, S.C., etc., et al., petitioners. Leave to appeal, Appellate Court, First District. 1-19-2102
Petition for Leave to Appeal Denied.
- 127854 - People State of Illinois, respondent, v. Ryan J. Heineman, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0689
Petition for Leave to Appeal Allowed.
- 127855 - Toya Banks, respondent, v. Advocate Health and Hospitals Corporation, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1728
Petition for Leave to Appeal Denied.
- 127856 - Andy Ambrosius et al., petitioners, v. Chicago Athletic Clubs, LLC, et al., respondents. Leave to appeal, Appellate Court, First District. 1-20-0893
Petition for Leave to Appeal Denied.

- 127857 - People State of Illinois, respondent, v. Joshua Hoskins, petitioner.
Leave to appeal, Appellate Court, First District. 1-19-1368
Petition for Leave to Appeal Denied.
- 127860 - People State of Illinois, respondent, v. Kenneth W. Ohler, petitioner.
Leave to appeal, Appellate Court, Third District. 3-18-0248
Petition for Leave to Appeal Denied.
- 127861 - People State of Illinois, respondent, v. Derrell Miseen Hibbler,
petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0022
Petition for Leave to Appeal Denied.
- 127862 - Richard Allen, etc., respondent, v. Richard H. Wikiera DO, et al., etc.
(Missouri Baptist Medical Center, petitioner). Leave to appeal,
Appellate Court, Fifth District. 5-21-0263
Petition for Leave to Appeal Denied.

In the exercise of this Court's supervisory authority, the Appellate Court, Fifth District, is directed to vacate its order in Allen v. Missouri Baptist Medical Center, case No. 5-21-0263 (10/07/21), denying the Rule 306(a)(3) petition for leave to appeal. The appellate court is directed to allow the petition for leave to appeal.

- 127863 - People State of Illinois, respondent, v. LaTrey C. Ferguson, petitioner.
Leave to appeal, Appellate Court, Third District. 3-20-0041
Petition for Leave to Appeal Denied.
- 127864 - In re Marriage of Lloyd Sowell, Jr., respondent, and Sharon F. Sowell,
petitioner. Leave to appeal, Appellate Court, First District. 1-19-2607
Petition for Leave to Appeal Denied.

Anne M. Burke, C.J., joined by Carter, J., dissenting from the court's denial of the petition for leave to appeal.
Dissent attached.

Neville, J. took no part.

- 127865 - Clifford Jerman et al., petitioners, v. Woolsey Operating Company, LLC, et al., respondents. Leave to appeal, Appellate Court, Fifth District. 5-21-0007
Petition for Leave to Appeal Denied.
- 127867 - People State of Illinois, respondent, v. Bobby Selvie, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2159
Petition for Leave to Appeal Denied.

Neville, J. took no part.
- 127868 - People State of Illinois, respondent, v. Joseph Fox, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0569
Petition for Leave to Appeal Denied.
- 127869 - People State of Illinois, respondent, v. Arthur Chaney, petitioner. Leave to appeal, Appellate Court, First District. 1-16-3033
Petition for Leave to Appeal Denied.
- 127870 - People State of Illinois, respondent, v. Paul K. Barksdale, petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0977
Petition for Leave to Appeal Denied.
- 127871 - People State of Illinois, respondent, v. Pablo Vega, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1931
Petition for Leave to Appeal Denied.
- 127874 - People State of Illinois, respondent, v. Jayme Dordies, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2468
Petition for Leave to Appeal Denied.
- 127876 - Robert Popovich, petitioner, v. Izat Hasouneh, respondent. Leave to appeal, Appellate Court, First District. 1-20-0263
Petition for Leave to Appeal Denied.
- 127877 - People State of Illinois, respondent, v. Andre Tyson, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1500
Petition for Leave to Appeal Denied.

- 127878 - People State of Illinois, respondent, v. Frank James Jefferson III, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0179
Petition for Leave to Appeal Denied.
- 127879 - People State of Illinois, respondent, v. David Alexander, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0767
Petition for Leave to Appeal Denied.
- 127880 - People State of Illinois, respondent, v. David Vida, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1933
Petition for Leave to Appeal Denied.
- 127881 - People State of Illinois, respondent, v. Louis Rhodes, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0681
Petition for Leave to Appeal Denied.
- 127883 - People State of Illinois, respondent, v. Brian E. Pruitt, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0598
Petition for Leave to Appeal Denied.
- 127884 - People State of Illinois, respondent, v. Curtis Carr, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-18-0387
Petition for Leave to Appeal Denied.
- 127885 - People State of Illinois, respondent, v. Charles T. Allen, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0333
Petition for Leave to Appeal Denied.
- 127886 - Keith O. Anglin, Indv., etc., respondent, v. The Carle Foundation Hospital et al., etc., petitioners. Leave to appeal, Appellate Court, Fourth District. 4-20-0322
Petition for Leave to Appeal Denied.
- 127887 - People State of Illinois, respondent, v. Marquest A. Friar, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1104
Petition for Leave to Appeal Denied.

- 127889 - People State of Illinois, respondent, v. James Smith, petitioner. Leave to appeal, Appellate Court, First District. 1-18-0550
Petition for Leave to Appeal Denied.
- 127890 - People State of Illinois, respondent, v. Maurice Donald, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0931
Petition for Leave to Appeal Denied.
- 127891 - James H. Kane, etc., petitioner, v. Option Care Enterprises, Inc., etc., respondent. Leave to appeal, Appellate Court, First District. 1-20-0666
Petition for Leave to Appeal Denied.
- 127892 - People State of Illinois, respondent, v. Ricardo Vasquez, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0092
Petition for Leave to Appeal Denied.
- 127894 - People State of Illinois, respondent, v. Jose Castillo, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0633
Petition for Leave to Appeal Allowed.
- 127895 - People State of Illinois, respondent, v. Keith Nelson, petitioner. Leave to appeal, Appellate Court, First District. 1-20-1265
Petition for Leave to Appeal Denied.
- 127896 - Birgit S. Huffman, respondent, v. Katz, Huntoon and Fieweger, P.C., et al., etc., petitioners. Leave to appeal, Appellate Court, Third District. 3-20-0128
Petition for Leave to Appeal Denied.
- 127897 - People State of Illinois, respondent, v. Willie B. Burnett, Jr., petitioner. Leave to appeal, Appellate Court, Second District. 2-18-0152
Petition for Leave to Appeal Denied.
- 127898 - People State of Illinois, respondent, v. Denzel Devonte Reid, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0537
Petition for Leave to Appeal Denied.

- 127899 - People State of Illinois, respondent, v. Sherman Gibson, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0128
Petition for Leave to Appeal Denied.
- 127900 - People State of Illinois, respondent, v. Brian V. Bowald, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0693
Petition for Leave to Appeal Denied.
- 127901 - People State of Illinois, respondent, v. Lavert Pitts, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2478
Petition for Leave to Appeal Denied.
- 127902 - People State of Illinois, respondent, v. Michael Smith, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0107
Petition for Leave to Appeal Denied.
- 127903 - Roger Ivey et al., etc., petitioners, v. Transunion Rental Screening Solutions, Inc., respondent. Leave to appeal, Appellate Court, First District. 1-20-0894
Petition for Leave to Appeal Allowed.
- 127904 - People State of Illinois, respondent, v. Antonio D. Kidd, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0345
Petition for Leave to Appeal Allowed.
- 127905 - People State of Illinois, respondent, v. Jack Skaggs, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0300
Petition for Leave to Appeal Denied.
- 127906 - People State of Illinois, respondent, v. William J. Dugar Jr., petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0656
Petition for Leave to Appeal Denied.
- 127907 - People State of Illinois, respondent, v. Latron Y. Cross, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-19-0114
Petition for Leave to Appeal Allowed.

- 127908 - People State of Illinois, respondent, v. Kendall Omar Gunn, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0398
Petition for Leave to Appeal Denied.
- 127909 - People State of Illinois, respondent, v. Michael D. Lymon Jr., petitioner. Leave to appeal, Appellate Court, First District. 1-17-3182
Petition for Leave to Appeal Denied.
- 127910 - People State of Illinois, respondent, v. Jose Hernandez-Avendano, petitioner. Leave to appeal, Appellate Court, First District. 1-20-0305
Petition for Leave to Appeal Denied.
- 127912 - Quatanya Seals, etc., respondent, v. Rush University Medical Center et al. (Walgreen Company, petitioner). Leave to appeal, Appellate Court, First District. 1-20-0558
Petition for Leave to Appeal Denied.
- 127913 - Jane Coe, petitioner, v. Community High School District 99 et al., respondents. Leave to appeal, Appellate Court, Second District. 2-21-0047
Petition for Leave to Appeal Denied.
- 127914 - People State of Illinois, respondent, v. Sean Hemphill, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0473
Petition for Leave to Appeal Denied.
- 127915 - In re Commitment of Johnnie LaRue (People State of Illinois, respondent, v. Johnnie LaRue, petitioner). Leave to appeal, Appellate Court, First District. 1-20-0858
Petition for Leave to Appeal Denied.
- 127917 - People State of Illinois, respondent, v. Daniel K. Cleary, petitioner. Leave to appeal, Appellate Court, Third District. 3-19-0344
Petition for Leave to Appeal Denied.
- 127918 - People State of Illinois, respondent, v. Richard Leon Gray Jr., petitioner. Leave to appeal, Appellate Court, Third District. 3-20-0360
Petition for Leave to Appeal Denied.

- 127919 - People State of Illinois, respondent, v. Ventura Mendoza-Cereso, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2191
Petition for Leave to Appeal Denied.
- 127920 - Donald L. Ropp, Jr., respondent, v. Raymond L. Ropp, etc., petitioner. Leave to appeal, Appellate Court, Third District. 3-20-0196, 3-20-0197, 3-20-0198, 3-20-0199
Petition for Leave to Appeal Denied.
- Carter, J. took no part.
- 127921 - People State of Illinois, respondent, v. Leroy Sullivan, petitioner. Leave to appeal, Appellate Court, First District. 1-18-2438
Petition for Leave to Appeal Denied.
- 127923 - Pepper Construction Company, respondent, v. Palmolive Tower Condominiums, LLC, et al., etc. (Bourbon Marble, Inc., petitioner). Leave to appeal, Appellate Court, First District. 1-20-0753
Petition for Leave to Appeal Denied.
- 127924 - Donald L. Metzger, petitioner, v. Kenn Brotman et al., respondents. Leave to appeal, Appellate Court, First District. 1-20-1218
Petition for Leave to Appeal Denied.
- 127925 - People State of Illinois, petitioner, v. Roman Foreman, respondent. Leave to appeal, Appellate Court, First District. 1-18-1621
Petition for Leave to Appeal Denied.
- 127931 - In re Marriage of Nicholas P. Fitz, petitioner, and Maria M. Fitz (Weiler & Lengle, P.C., respondent). Leave to appeal, Appellate Court, Second District. 2-21-0012
Petition for Leave to Appeal Denied.
- 127933 - People State of Illinois, petitioner, v. Jesus A. LaRosa, respondent. Leave to appeal, Appellate Court, Third District. 3-19-0288
Petition for Leave to Appeal Denied.

- 127935 - People State of Illinois, respondent, v. David Acevedo, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-0575
Petition for Leave to Appeal Denied.
- 127936 - People State of Illinois, respondent, v. Lawrence Wallace, petitioner. Leave to appeal, Appellate Court, First District. 1-18-1673
Petition for Leave to Appeal Denied.
- 127937 - People State of Illinois, respondent, v. Joseph Dixon, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1612
Petition for Leave to Appeal Denied.
- 127938 - People State of Illinois, respondent, v. Timothy S. Smith, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1014
Petition for Leave to Appeal Denied.
- 127941 - People State of Illinois, respondent, v. Willie Hayes, petitioner. Leave to appeal, Appellate Court, First District. 1-17-2417
Petition for Leave to Appeal Denied.
- 127942 - William "Wes" Johnson, respondent, v. Lucas Armstrong et al., etc. (Sarah Harden et al., etc., petitioners). Leave to appeal, Appellate Court, Fourth District. 4-21-0038
Petition for Leave to Appeal Allowed.

This case is consolidated with case No. 127944.

- 127943 - Anne Schlafly Cori, Indv., etc., respondent, v. Andrew Schlafly, Indv., etc., petitioner. Leave to appeal, Appellate Court, Fifth District. 5-21-0146
Petition for Leave to Appeal Denied.
- 127944 - William "Wes" Johnson, respondent, v. Lucas Armstrong, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-21-0038
Petition for Leave to Appeal Allowed.

This case is consolidated with case No. 127942.

- 127945 - People State of Illinois, respondent, v. Deonta Noble, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0409
Petition for Leave to Appeal Denied.
- 127946 - People State of Illinois, respondent, v. Carl Smith Jr., petitioner. Leave to appeal, Appellate Court, Fifth District. 5-19-0066
Petition for Leave to Appeal Allowed.
- 127949 - Country Mutual Insurance Company, respondent, v. Billy Joe Akers et al. (Karen Joslin, petitioner). Leave to appeal, Appellate Court, Fourth District. 4-21-0219
Petition for Leave to Appeal Denied.
- 127950 - People State of Illinois, respondent, v. Anthony B. Tucker, petitioner. Leave to appeal, Appellate Court, Fifth District. 5-19-0099
Petition for Leave to Appeal Denied.
- 127953 - People State of Illinois, respondent, v. Eric Ericson, petitioner. Leave to appeal, Appellate Court, Second District. 2-19-1055
Petition for Leave to Appeal Denied.
- 127954 - People State of Illinois, respondent, v. Santonio Byars, petitioner. Leave to appeal, Appellate Court, Fourth District. 4-20-0042
Petition for Leave to Appeal Denied.
- 127956 - People State of Illinois, respondent, v. James Linder, petitioner. Leave to appeal, Appellate Court, Second District. 2-20-0694
Petition for Leave to Appeal Denied.
- 127957 - People State of Illinois, respondent, v. Kasey Guyton, petitioner. Leave to appeal, Appellate Court, First District. 1-19-1139
Petition for Leave to Appeal Denied.
- Neville, J. took no part.
- 127958 - People State of Illinois, respondent, v. Andre Davis, petitioner. Leave to appeal, Appellate Court, First District. 1-19-0813
Petition for Leave to Appeal Denied.

127959 - People State of Illinois, petitioner, v. Charles Edward Roach Jr., respondent. Leave to appeal, Appellate Court, Second District. 2-19-0893

Petition for Leave to Appeal Denied.

127960 - In re Marriage of Francine Pearce, respondent, and Rodney Falls, petitioner. Leave to appeal, Appellate Court, First District. 1-20-1185

Petition for Leave to Appeal Denied.

127961 - People State of Illinois, respondent, v. Eddie Mosley, petitioner. Leave to appeal, Appellate Court, First District. 1-19-2045

Petition for Leave to Appeal Denied.

**IN THE
SUPREME COURT
OF
THE STATE OF ILLINOIS**

(Docket No. 127768)

THE PEOPLE OF THE STATE OF ILLINOIS, Respondent, v.
RICARDO RODRIGUEZ, Petitioner.

Filed January 26, 2022.

JUSTICE NEVILLE, dissenting:

¶ 1 I have previously disagreed with this court’s practice of entering an order that simply denies—with no additional explanation—a petition for leave to appeal where there are not four votes to deny. See, e.g., *People v. Sheldon*, No. 127355 (Ill. Sept. 29, 2021) (denial order); *People v. Brown*, No. 127093 (Ill. Sept. 29, 2021) (same). Because the court has elected to continue this practice and enter such an order in this matter, in spite of the constitution’s four-vote rule, I am compelled to voice my disagreement yet again.

¶ 2 As was true in those earlier cases, the order entered by the court in this matter states that the petition for leave to appeal is “denied.” Given that this simple denial expresses no rationale for the ruling, the order purports to represent that the petition does not meet the criteria for discretionary review under Illinois Supreme Court

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Rule 315 (eff. Oct. 1, 2019) and consequently a majority of the court has voted to deny it on the merits. However, the order entered in this case does not reflect the actual votes cast on this petition. In fact, the votes in this matter are evenly divided. Three justices have voted to allow the petition for leave to appeal, three justices have voted to deny, and one justice is not participating.

¶ 3 Because our constitution requires four concurring votes for a decision (see Ill. Const. 1970, art. VI, § 3), the simple denial order in this case must, at the very least, explain that the four votes necessary to allow the petition have not been achieved.

¶ 4 I cannot agree with the court's practice of entering a simple denial order when a majority of the court has not voted for that disposition. The entry of a denial order based on only three votes is inaccurate and violates the constitutional rule of four votes for a decision.

¶ 5 Moreover, there is no justifiable reason for the court to engage in this practice. For more than four decades, the court has utilized an established procedure—the *Perlman* order—to resolve matters in which a constitutional majority cannot be achieved. See *Perlman v. First National Bank of Chicago*, 60 Ill. 2d 529 (1975) (*per curiam*). A *Perlman* order specifically notes that one or more members of the court are not participating, states that the constitutional majority of four votes cannot be achieved, and dismisses the action. *Id.* at 529-30. This court has applied *Perlman* orders to opinions (see *In re J.M.A.*, 2021 IL 125680 (*per curiam*)), full court motions (see *Chicago Public Media v. Gaughan*, No. 123880 (Ill. Sept. 12, 2018)), and to petitions for rehearing (see *Chultem v. Ticor Title Insurance Co.*, No. 120448 (Ill. Sept. 25, 2017)). In fact, this court also has applied *Perlman* orders to petitions for leave to appeal. See *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 575 (1998); *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 593 (1999) (denying motion to reconsider dismissal of petition for leave to appeal). Yet, the court has refused to enter a *Perlman* order in this case and also refuses to offer any explanation for that action.

¶ 6 This approach runs counter to the court's core values of accountability and adherence to the rules prescribed in our constitution. Transparency in the reporting of legal decisions is not only important—it is critical. To advance this goal, the court should accurately reflect the resolution of matters that come before it. Here, that can be achieved by entering a *Perlman* order. This is not simply a matter of

internal procedure. Rather, it represents the court's communication of its disposition on the pending petition.

¶ 7 I cannot agree with the court's practice of entering orders that convey inaccurate information to the litigants and the public by failing to identify the evenly divided votes of the court. I believe that a *Perlman* order should be entered in this matter. Because the court has opted not to do so, I respectfully dissent.

¶ 8 JUSTICE CARTER joins in this dissent.

**IN THE
SUPREME COURT
OF
THE STATE OF ILLINOIS**

(Docket No. 127864)

In re MARRIAGE OF LLOYD SOWELL JR., Respondent, and
SHARON F. SOWELL, Petitioner.

Filed January 26, 2022.

CHIEF JUSTICE ANNE M. BURKE, dissenting:

¶ 1 I have written in the past about this court’s practice of entering a straight denial order on a petition for leave to appeal in situations where a majority of this court has not, in fact, voted to deny. See, *e.g.*, *People v. Sheldon*, No. 127355 (Ill. Sept. 29, 2021) (denial order). Unfortunately, the court has again applied this practice here.

¶ 2 When an order of this court states that a petition for leave to appeal has been denied and no further explanation or identification of the court’s votes is provided, it indicates to the parties and the public that a majority of the justices of the court have concluded that the petition does not meet the criteria for discretionary review under Illinois Supreme Court Rule 315 (eff. Oct. 1, 2021) and have, therefore, voted

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**SUPREME COURT
CLERK**

to deny the petition. See Ill. Const. 1970, art. VI, § 3 (the concurrence of four justices “is necessary for a decision” of this court). Such a “straight” denial order is a decision on the merits of the petition for leave to appeal.

¶ 3 The order entered by the court in this matter states, without qualification, that the petition for leave to appeal has been “denied”—a straight denial. It would appear, therefore, that at least four justices have determined that the petition for leave to appeal does not merit further review by this court. But this is not, in fact, the case. The votes in this matter are evenly divided. Three justices have voted to deny the petition, three justices have voted to allow, and one justice is not participating. The court has thus denied a petition for leave to appeal on the merits, even though there are not four votes to deny.

¶ 4 The court’s practice of entering a straight denial order when there are not four votes to deny should be ended. Three does not equal four. A straight denial order that is entered on the basis of only three votes to deny is inaccurate and violates the constitutional rule that four votes are necessary for a decision of this court.

¶ 5 Further, there is no need for this practice. The court already has a long-established procedure in place—the *Perlman* order—to address those situations where it is not possible to obtain four votes. See *Perlman v. First National Bank of Chicago*, 60 Ill. 2d 529 (1975). A *Perlman* order notes that one or more members of the court are not participating, states that it is not possible to obtain the concurrence of four votes necessary for a decision, and dismisses the action. *Perlman* orders are applied to cases that have been fully briefed and argued. See, e.g., *In re J.M.A.*, 2021 IL 125680 (*per curiam*). They are applied to full-court motions. See, e.g., *Chicago Public Media v. Gaughan*, No. 123880 (Ill. Sept. 12, 2018). They are applied to petitions for rehearing. See, e.g., *Chultem v. Ticor Title Insurance Co.*, No. 120448 (Ill. Sept. 25, 2017). They have even been applied to petitions for leave to appeal. *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 575 (1998); *PHL, Inc. v. Pullman Bank & Trust Co.*, 181 Ill. 2d 593 (1999) (denying motion to reconsider dismissal of PLA). There is no reason why a *Perlman* order should not be entered here.

¶ 6 Moreover, even if there were some reason to continue the practice of entering a denial order in this situation, the court could, at minimum, identify the votes of the court. In this way, the court could accurately inform the public that the votes

are evenly divided and that the denial is not a decision on the merits of the petition for leave to appeal. Yet, the court does not take even this simple step.

¶ 7 To date, no member of the court has offered any defense of the practice of entering a straight denial order when there are not four votes to deny. It should be apparent by now that there is none. The practice continues not for any logical, defensible reason but only because of institutional inertia and a puzzling unwillingness on the part of the court to correct an easily correctable error.

¶ 8 A *Perlman* order should be entered in this matter. Because one is not, I respectfully dissent.

¶ 9 JUSTICE CARTER joins in this dissent.