

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

**UNOPPOSED MOTION TO STAY PROCEEDINGS
ON BILL OF COSTS PENDING APPEAL**

Plaintiff, by counsel and without opposition from defendants, respectfully requests that the Court stay proceedings on defendants' Bill of Costs pending appeal.

Grounds for this motion are as follows:

1. The Court granted judgment to defendants on August 8, 2024, and plaintiff promptly filed a notice of appeal.
2. Defendants filed their bill of costs on August 30, 2024.
3. Plaintiff does not dispute that defendants are entitled to costs as the prevailing party; plaintiff will raise an objection to the total amount requested at the appropriate time.

5. This Court has discretion to stay proceedings on defendants' Bill of Costs. *E.g., Zimmerman v. R & S Trucking*, No. 405CV-00031-DFH-WGH, 2006 WL 3360537, at *2 (S.D. Ind. Nov. 16, 2006).

6. Plaintiff respectfully requests that the Court exercise its discretion and enter a stay pending appeal

7. Defendants do not oppose plaintiff's request for a stay.

Respectfully submitted,

/s/ Joel A. Flaxman
Joel A. Flaxman
ARDC No. 6292818
Kenneth N. Flaxman
200 S Michigan Ave Ste 201
Chicago, IL 60604-2430
(312) 427-3200
knf@kenlaw.com
attorneys for plaintiff