

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

<b>SALVATORE ZICCARELLI,</b>	)	
	)	
Plaintiff,	)	
	)	Case No. 17 C 3179
v.	)	
	)	Hon. John J. Tharp
<b>THOMAS J. DART, Sheriff of Cook County,</b>	)	
<b>Illinois and COOK COUNTY, ILLINOIS, a</b>	)	
<b>Municipal Corporation and Body Politic,</b>	)	
	)	
Defendants.	)	

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

Defendants, Thomas J. Dart in his official capacity as Sheriff of Cook County (“the Sheriff’s Office”) and Cook County as indemnitor, by their attorney, Eileen O’Neill Burke, Cook County State’s Attorney, through her assistants, Kathleen Ori and Nazia Hasan, respectfully move this Honorable Court to enter judgment in their favor pursuant to Rule 56 of the Federal Rules of Civil Procedure.

1. Plaintiff claims that the Sheriff’s Office interfered with his rights under the Family Medical Leave Act of 1993, (“FMLA”).

2. Defendants deny the allegations and, in support of this motion, Defendants state that Plaintiff cannot show prejudice from his interactions with the Sheriff’s Office.

3. A Memorandum of Law and Local Rule 56.1(a) Statement of Undisputed Facts with accompanying Exhibits are attached hereto.

WHEREFORE, Defendants respectfully request that this Court grant Defendants summary judgment in their favor and grant any other relief it deems appropriate.

Respectfully submitted,  
EILEEN O'NEILL BURKE  
State's Attorney of Cook County

By: /s/ Kathleen C. Ori  
Kathleen C. Ori  
Nazia Hasan  
Assistant State's Attorneys  
500 Richard J. Daley Center  
Chicago, Illinois 60602  
(312) 603-4635/3618  
[kathleen.ori@cookcountysao.org](mailto:kathleen.ori@cookcountysao.org)  
[nazia.hasan@cookcountysao.org](mailto:nazia.hasan@cookcountysao.org)