

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

**OFFER OF JUDGMENT TO DARIUS L. SCOTT, SR.**

Defendant, Cook County, Illinois, as indemnitor of Thomas Dart, Sheriff of Cook County, by its attorney EILEEN O'NEILL BURKE, State's Attorney of Cook County, through her Special Assistant State's Attorneys, Monica Burkoth and Samuel D. Branum, makes the following offer of judgment to Plaintiff, Darius L. Scott, Sr., pursuant to Federal Rule of Civil Procedure 68.

1. Defendant, Cook County, Illinois, as indemnitor of Thomas Dart, Sheriff of Cook County offers to allow judgment to be taken against it in favor of Plaintiff, Darius L. Scott, Sr., in this cause of action, in the total amount of FIVE THOUSAND DOLLARS AND 00/100 (\$5,000.00), in return for termination of this litigation including right to appeal, against all named and unnamed defendants indemnified or potentially indemnified by Defendants. This offer expressly includes any and all reasonable attorney's fees and costs accrued through the date of service of this offer, pursuant to 42 U.S.C. § 1988.

2. This offer of judgment is inclusive of all claims Plaintiff has or may have against Defendants, Cook County, Illinois and Thomas Dart, Sheriff of Cook County and any and all other current or former employees or agents of Cook County, Illinois and/or Thomas Dart,

Sheriff of Cook County arising from the incident or injuries alleged in Plaintiff's complaint or any amendment thereof.

3. This offer of judgment is conditioned upon Plaintiff accepting the offer of judgment as to each of the Defendants, Cook County, Illinois and Thomas Dart, Sheriff of Cook County. Acceptance of this offer of judgment by Plaintiff against fewer than all of Defendants shall be deemed a rejection of this offer.

4. This offer of judgment is made for the purposes specified in Rule 68 and for the purpose of creating a settlement, and is not to be construed either as an admission that Defendants, Thomas Dart, Sheriff of Cook County and Cook County, Illinois, committed any of the acts alleged or complained of by Plaintiff, or that Plaintiff has suffered any damage.

5. Pursuant to Federal Rule of Civil Procedure 68, an offer not accepted within fourteen (14) days after service of the offer shall be deemed withdrawn and evidence thereof is not admissible except in a proceeding to determine costs.

**DATED:** June 30, 2025

Respectfully submitted,

EILEEN O'NEILL BURKE  
State's Attorney of Cook County

/s/ Samuel D. Branum  
Special Assistant State's Attorney

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33 W. Monroe, Ste. 2700  
Chicago, Illinois 60603  
(312) 372-0770

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on **June 30, 2025**, the foregoing offer of judgment was served upon Plaintiff via electronic mail to the below named individuals:

Kenneth N. Flaxman  
Joel A. Flaxman  
200 South Michigan Ave Ste 201  
Chicago, Illinois 60604  
(312) 427-3200  
Email: [knf@kenlaw.com](mailto:knf@kenlaw.com)  
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*/s/ Samuel D. Branum*  
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Special Assistant State's Attorney