

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

Leoncio Elizarrri, individually and for)
others similarly situated,)
)
Plaintiff,)
) No. 17-cv-8120
-vs-)
) (*Judge Seeger*)
Sheriff of Cook County and Cook)
County, Illinois,)
)
Defendants.)

JOINT STATUS REPORT

Pursuant to the Court’s order of July 9, 2021, counsel for the parties submit the following status report:

1. Status of the Pleadings

1. Plaintiffs filed their second amended complaint (ECF No. 140) on April 19, 2021, adding Ted Velleff as a plaintiff and seeking to sharpen their factual allegations.

2. Defendant Sheriff filed an answer on May 21, 2021. (ECF No. 145.) The Court ordered on May 3, 2021 that defendant Cook County, who remain in this case solely as a potential indemnifier, is exempt from filing an answer. (ECF No. 144.)

3. Plaintiffs filed a “protective” motion for class certification on July 16, 2017. (ECF No. 146.) The Court set a briefing schedule on that motion on July 9, 2021: plaintiff to file a supporting memorandum on July 23, 2021, defendants to respond on August 20, 2021, and plaintiffs’ reply due on September 3, 2021.

2. Discovery

4. Defendant Sheriff located personal property belonging to plaintiff Velleff and returned those items on June 16, 2021. (See attached letter confirming the transfer of property to Plaintiff Velleff attached as Exhibit A)

5. Plaintiff Velleff answered interrogatories and appeared (via Zoom) for his deposition on June 17, 2021.

6. Plaintiffs served their “fourth request for production of documents” on April 23, 2021. Defendant Sheriff produced the requested documents on June 4, 2021.

7. Plaintiffs served their fourth set of interrogatories (seeking to identify witnesses referred to in the documents the Sheriff produced on June 4, 2021) on June 15, 2021.

8. The parties have scheduled depositions of three employees of the Sheriff for July 16, 2021 (Robert Ornelas), July 20, 2021 (Patricia Horne) and Khara Coleman on August 30, 2021.

9. Plaintiffs intend to notice further depositions (and complete them by the September 30, 2021 close of discovery date) after the Sheriff responds to outstanding interrogatories (answers due on July 19, 2021).

10. Defendant Sheriff may take depositions of Plaintiffs’ proposed exemplars.

Respectfully submitted,

[signatures on next page]

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June 18, 2021

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RE: Leoncio Elizarrri, et al. vs. Sheriff of Cook County, et al.
Court #: 17 CV 8120
Our File #: DCC-77165
Property Returned to Plaintiff Ted Velleff

Dear Counsel:

Please allow this to confirm that Hugh O'Donnell and I returned a property bag to you belonging to Plaintiff Ted Velleff on June 17, 2021. This particular bag contained a "ship" date of January 24, 2014 that corresponds to Mr. Velleff's incarceration at the Illinois Department of Corrections (IDOC) after a transfer from Cook County Jail on January 24, 2014.

The bag contained the following:

1. One black belt;
2. An Illinois identification card #4108-1159-252V issued on June 26, 2013;
3. White shoelaces;
4. Presence Health documentation (4 pages);
5. Caregiver documentation (2 pages);
6. Chicago Police Department personal property receipt (1 page);
7. Chicago Police Department property inventory #13009495 (2 pages); and
8. Document entitled *Notice to Property Owner or Claimant*, Chicago Police Department (1 page).

Property Returned to Plaintiff Ted Velleff

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This property is now in the possession of Mr. Velleff and we confirmed that in his deposition on June 17, 2021.

If any of the above is inaccurate or incorrect, please contact me immediately to discuss.

Very truly yours,

SANCHEZ DANIELS & HOFFMAN LLP

By:


Gerald M. Dombrowski

GMD:vmp

CC: Danielle Mikhail

Via email: danielle.mikhail@cookcountyil.gov