

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

In re: WATTS COORDINATED
PRETRIAL PROCEEDINGS

)
) Master Docket Case No. 19-cv-01717
)
) Judge Valderrama
)
) Magistrate Judge Finnegan
)

THIS MOTION RELATES TO CASE NO. 18-CV-5133, *WHITE V. CITY OF CHICAGO ET AL.*

UNOPPOSED MOTION TO SUBSTITUTE PLAINTIFF

Lakecia Anderson, as Administrator of the Estate of Lionel White Jr., respectfully moves for leave of court to substitute herself as plaintiff in this action pursuant to Federal Rule of Civil Procedure 25. In support thereof, Ms. Anderson states as follows:

1. In 2018, Lionel White Jr. filed a lawsuit to seek redress for alleged violations of his civil rights.
2. Mr. White's case was assigned to Judge Wood as Case No. 18-cv-5133, and it is also part of the *Watts* Coordinated Proceedings, Case No. 19-cv-1917, which are pending before Judge Valderrama.
3. In May 2021, Mr. White was tragically killed.
4. Subsequently, an estate was opened, and Lakecia Anderson was appointed as Administrator of the Estate of Lionel White Jr.¹
5. Under Fed. R. Civ. P. 25, Ms. Anderson is now the proper party at interest in this matter and should be substituted in as plaintiff. *See Akbar v. Calumet City*, 632 Fed. Appx. 868,

¹ Ms. Anderson currently has the title of Independent Administrator to Collect, which makes her the proper party in this case. *See 755 ILCS 5/10-4* (administrator to collect has authority to sue). It is expected that Ms. Anderson will later be appointed to a permanent role as Independent Administrator of the Estate. In the event that she is not and someone else fills that role, Loevy & Loevy will inform the Court of that change.

871 (7th Cir. 2015) (“Rule 17(a)(1) provides that “[a]n action must be prosecuted in the name of the real party in interest,” and notes under (a)(1)(B) that an administrator may sue in his or her own name.”); *see also Ray v. Maher*, 662 F.3d 770, 773–74 (7th Cir. 2011) (“§ 1983 claims are personal to the injured party” and therefore may only be prosecuted by the estate’s representative).

6. In her role as Administrator of the Estate of Lionel White Jr., Lakecia Anderson retained Loevy & Loevy to continue litigating this case.

7. As such, Lakecia Anderson, as Administrator for the Estate of Lionel White, Jr., seeks leave of court to substitute as the proper party in Case No. 18-cv-5133.

8. Ms. Anderson has conferred with the Defendants, all of whom have indicated that they do not oppose the motion.

9. Pursuant to Case Management Order No. 1 in the *Watts* Coordinated Proceedings, Ms. Anderson is filing this motion on the dockets of both Case No. 19-cv-1917 and Case No. 18-cv-5133. *See* Dkt. 1 ¶ 7 in Case No. 19-cv-1917 (“Unless otherwise ordered, when a party intends for a filing to apply only to one or certain of the consolidated actions, the filing party should file it under both Master Docket Case No. 19-cv-01717 and the individual case number(s) assigned to the particular case(s).”).

WHEREFORE, Movant, Lakecia Anderson, as Administrator of the ESTATE OF LIONEL WHITE, JR., respectfully moves for leave to substitute as plaintiff in Case No. 18-cv-5133 pursuant to Federal Rule of Civil Procedure 25.

Respectfully Submitted,

s/ Scott Rauscher

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