

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

LLOYD NEWMAN,

Plaintiff,

v.

CITY OF CHICAGO, Former CHICAGO
POLICE SERGEANT RONALD WATTS,
Former CHICAGO POLICE SERGEANT
ALVIN JONES, CHICAGO POLICE
OFFICER MANUEL LEANO, PHILIP J.
CLINE, DEBRA KIRBY, KAREN
ROWAN, and as-yet-unidentified officers
of the Chicago Police Department,

Defendants.

Case No. 21-cv-5088

Honorable John Blakey

JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR SUBSTITUTION OF PARTY IN A CASE THAT IS PART
OF THE IN RE WATTS COORDINATED PRETRIAL PROCEEDINGS**

NOW COMES, Michael Newman (“Movant”), as Independent Administrator of the Estate of Lloyd Newman, to respectfully request leave of court to substitute himself as plaintiff in this action pursuant to Federal Rule of Civil Procedure 25. In support thereof, Movant states as follows:

1. In 2021, Lloyd Newman filed this lawsuit to seek redress for alleged violations of his civil rights.
2. Unfortunately, Mr. Newman has since passed away.
3. An estate has been opened, and the probate court has appointed Michael Newman to serve as Independent Administrator for the Estate of Lloyd Newman.
4. Under Federal Rule of Civil Procedure 25, Michael Newman 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, 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 may only be prosecuted by the estate’s representative).

5. In his role as Independent Administrator of the Estate of Lloyd Newman, Mr. Newman retained Loevy & Loevy to continue litigating this case.

6. Defendants have indicated that they have no objection to this substitution.

7. Additionally, this case is part of the *In re Watts* Coordinated Proceedings, Case No. 19-cv-1717, which are pending before Judge Valderrama and Magistrate Judge Finnegan. Pursuant to Case Management Order No. 1 in the *Watts* Coordinated Proceedings, Mr. Newman is filing this motion on the dockets of both Case No. 19-cv-1717 and Case No. 21-cv-5088. *See* Dkt. 1 ¶ 7 in Case No. 19-cv-1717 (“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-1717 and the individual case number(s) assigned to the particular case(s).”).

8. As such, Michael Newman as Independent Administrator for the Estate of Gregory Dobbins, seeks leave of court for his substitution as the proper party to this litigation.

WHEREFORE, Movant, Michael Newman, as Independent Administrator of the Estate of Lloyd Newman, deceased, respectfully moves for leave to substitute as plaintiff in this action pursuant to Federal Rule of Civil Procedure 25.

Respectfully Submitted,

/s/ Gianna Gizzi

*One of the Attorneys for Michael Newman
as Independent Administrator of
the Estate of Lloyd Newman*

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