

EXHIBIT #3

FILED

11/29/2023 12:02 PM

IRIS Y. MARTINEZ

CIRCUIT CLERK

COOK COUNTY, IL

2019L010035

Calendar, R

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
LAW DIVISION

ALVIN WADDY,)	
)	
Plaintiff,)	
)	Case No. 2019 L 010035
v.)	
)	Cal. R
City of Chicago, et al.,)	
)	
Defendants.)	

UNOPPOSED MOTION TO MOVE TRIAL DATE

Plaintiff files this unopposed motion to vacate the current trial date and reset it to May 6, 2024, stating in support as follows:

1. This case is set for trial on December 4, 2023. For the reasons that follow, the interests of justice and judicial economy will be best served by a brief extension of the trial date.
2. Plaintiff has conferred with all Defendants prior to filing this motion, and they do not oppose the request.
3. Plaintiff alleges malicious prosecution and conspiracy claims against nine current or former City of Chicago police officers for allegedly wrongfully arresting and convicting him for a drug crime that he did not commit. In addition, Plaintiff has vicarious liability claims against the City of Chicago.
4. The motion judge recently denied the Defendants' motions for summary judgment.
5. The parties anticipate that the trial will last approximately two weeks. All of the nine individual Defendants will testify; the parties collectively have eight

retained expert witnesses; and they anticipate that there may be 20 or more additional witnesses beyond the parties and the experts. The parties also anticipate filing a significant amount of substantive motions in limine, which will have to be heard prior to starting witness testimony.

6. As the parties have previously informed the Court, this case is related to approximately 175 similar cases that are pending in federal court. The parties in the federal cases are engaged in settlement discussions under the supervision of federal Magistrate Judge Sheila Finnegan. If successful, the settlement discussions would resolve all of the cases, including this one. Negotiating a resolution prior to this trial also has the advantage of preserving the status quo for purposes of those negotiations.

7. In addition, a scheduling conflict has recently arisen on the part of Plaintiffs' lead trial counsel that implicates the December 4 trial.

8. In light of the various issues raised in this motion, Plaintiff requests that the Court vacate the December 4, 2023 trial date and reset it to May 6, 2024.

Respectfully submitted,

/s/ Scott Rauscher
Attorney for Plaintiff

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