

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

GERMIN SIMS AND ROBERT LINDSEY, )  
Plaintiffs, )  
v. ) Case No. 19 C 2347  
CITY OF CHICAGO, RONALD WATTS, )  
PHILLIP CLINE, DEBRA KIRBY, BRIAN )  
BOLTON, ROBERT GONZALEZ, ALVIN )  
JONES, MANUEL LEANO, KALLATT )  
MOHAMMED, DOUGLAS NICHOLS JR., )  
AND ELSWORTH SMITH JR., )  
Defendants. )  
Judge Rebecca R. Pallmeyer

DEFENDANT CITY OF CHICAGO'S MOTION FOR LEAVE  
TO FILE OVERSIZED MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR  
SUMMARY JUDGMENT AND TO FILE UNDER SEAL (*UNOPPOSED*)

Defendant, the City of Chicago (“City”), submits this unopposed motion for leave to file an oversized Memorandum of Law in Support of Its Motion for Summary Judgment, to file an oversized Rule 56.1 Statement of Facts, and to file under seal. In support thereof, the City states:

1. The City's motion for summary judgment is due to be filed June 2, 2025.
2. Plaintiff filed a Complaint that included a *Monell* claim based on multiple theories, and a separate malicious prosecution claim against the City only. (Dkt. #1).
3. Due to the number and complexity of the issues required to be addressed, the City's Memorandum of Law in Support of Its Motion for Summary Judgment and its Statement of Facts exceed the limit in the local rules without leave of court.
4. The City respectfully submits that its oversized memorandum of law, which consists of 34 pages, and oversized Statement of Facts (92 paragraphs) are warranted due to the number and complexity of the legal issues. The City's Memorandum of Law is attached hereto as Exhibit 1.

5. As to the request to file under seal, a Confidentiality Order, Agreed Privacy Act Order, and Amended Confidentiality Order have been entered in the Coordinated Pretrial Proceedings, No. 19 C 1717, Dkt. Nos. 3, 29, 57. Those orders are applicable to this case.

6. The City's Local Rule 56.1 Statement of Undisputed Material Facts, and certain exhibits in support of the Statement, consist of, cite, refer to, and attach documents and materials that have been designated "Confidential" and/or subject to the aforementioned Confidentiality and Privacy Act orders.

7. Pursuant to Local Rule 26.2, the City will file a public version of the Local Rule 56.1 Statement of Undisputed Material Facts with the necessary redactions, as well as exhibits thereto, not subject to the aforementioned Confidentiality and Privacy Act orders, and will provisionally file an unredacted copy of the Statement and its respective confidential exhibits under seal. The City also respectfully requests leave to file the redacted version of the documents within 14 days of the ruling on this Motion.

8. Undersigned counsel for the City conferred with Plaintiffs' counsel regarding the motion. Plaintiffs' counsel indicated this motion could be presented as unopposed but asks that this Court also allow Plaintiffs to file a response brief with excess pages, up to and including 34 pages, and a Statement of Additional Facts, up to and including 50 paragraphs (10 extra).

WHEREFORE, Defendant, City of Chicago, respectfully requests leave of court to file its oversized Memorandum of Law in Support of Its Motion for Summary Judgment, consisting of 34 pages, and its oversized Rule 56.1 Statement of Facts (92 paragraphs). In addition, the City respectfully requests that this Court grant the City leave to file unredacted copies of the City's Rule 56.1 Statement of Facts and the confidential exhibits that support the Statement under seal, and to file the redacted versions of the documents within 14 days of the ruling on this Motion.

Respectfully submitted,

MARY B. RICHARDSON-LOWRY

Corporation Counsel, City of Chicago

By: s/ Paul A. Michalik

Special Assistant Corporation Counsel

Terrence M. Burns

Paul A. Michalik

Daniel M. Noland

Elizabeth A. Ekl

Daniel J. Burns

Burns Noland LLP

311 South Wacker Drive

Suite 5200

Chicago, IL 60606

(312) 982-0090 (telephone)

*Attorneys for Defendant City of Chicago*

**CERTIFICATE OF SERVICE**

I hereby certify that on **June 2, 2025**, I electronically filed the foregoing **City Defendants'** **Motion for Leave to File oversized Memorandum of Law in Support of Its Motion for Summary Judgment, to file an oversized Statement of Facts, and to file under seal (Unopposed)** with the Clerk of the Court using the ECF system, which sent electronic notification of the filing on the same day to counsel of record.

s/ Paul A. Michalik

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