

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

Germin Sims and Robert Lindsey,           )  
                                                       ) No. 19-cv-2347  
*Plaintiffs,*                                         )  
                                                       ) (*Judge Pallmeyer*)  
*-vs-*                                                  )  
                                                       )  
City of Chicago, et al.,                         )  
                                                       )  
*Defendants.*                                         )

**PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION  
TO BAR OPINIONS OF JEFFREY DANIK**

As part of their summary judgment submissions, defendants have moved to bar the opinions of plaintiffs' expert Jeffrey Danik. (ECF No. 123.) The Court's summary judgment schedule called for the filing of Daubert motions implicating summary judgment. (ECF No. 106.)

Plaintiffs are not relying on Danik’s expert opinion at summary judgment. Accordingly, the Court should deny the motion as moot, and the Court should defer ruling on the admissibility of Danik’s testimony.

Respectfully submitted,

/s/ Joel A. Flaxman  
Joel A. Flaxman  
ARDC No. 6292818  
Kenneth N. Flaxman  
200 S Michigan Ave, Ste 201  
Chicago, IL 60604  
(312) 427-3200  
jaf@kenlaw.com  
*Attorneys for Plaintiffs*