

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

Anthony Murdock, et al.)
Plaintiffs,)
-vs-) 20-cv-1440
City of Chicago,)
Defendant.)
Judge Gary Feinerman

**DEFENDANT'S MOTION FOR LEAVE TO FILE ITS ANSWER INSTANTER
(UNOPPOSED)**

Defendant City of Chicago, by and through its attorney, Celia Meza, Acting Corporation Counsel of the City of Chicago, moves this Honorable Court for leave to file its Answer to Plaintiffs' Amended Complaint [ECF No. 56]. In support of this motion, Defendant states as follows.

1. On February 27, 2020, Plaintiff Anthony Murdock filed a Complaint [ECF No. 1] against the City of Chicago, for himself and purportedly a class of similarly-situated individuals, alleging that a codified City of Chicago policy regarding bonding out individuals arrested on warrants on days that court is closed injured him. Defendant answered that complaint. *See* ECF No. 27.
2. On April 27, 2021, with leave of court, Plaintiff filed an Amended Complaint, joining ten new Plaintiffs to his initial complaint. *See* ECF No. 56. The Court ordered Defendant to file an answer by May 10, 2021, the fourteen days allowed by the Federal Rules of Civil Procedure. ECF No. 55.
3. Due to the number of additional allegations (and additional Plaintiffs), gathering the information required to answer Plaintiffs' Amended Complaint took more than the time allotted

by the Court. Accordingly, Defendant filed a motion to extend the deadline to answer by one week, to May 17, 2021. ECF No. 59. That motion was granted. ECF No. 60.

4. Counsel for Defendant diligently worked to gather materials and draft an answer to Plaintiffs' Amended Complaint, but was unable to do so before midnight of May 17, 2021. Counsel has now completed said answer, which is attached as Exhibit A.

5. Defendant now seeks leave from the Court to file its answer *instanter*, one day after the court-ordered deadline. Plaintiffs do not oppose this request.

6. Neither party nor the Court will be prejudiced by this request, which will allow the cause to be adjudicated on the merits and will not cause any noticeable delay in the litigation.

WHEREFORE, Defendant requests this Court grant it leave to file the attached document, Exhibit A, as its answer to Plaintiffs' Amended Complaint, *instanter*.

Respectfully submitted,

CELIA MEZA
Acting Corporation Counsel for the City of Chicago

BY: /s/ Bret A. Kabacinski
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CERTIFICATE OF SERVICE

I hereby certify that I have served this notice and the attached document **Defendant's Response to Plaintiff's First Set of Interrogatories** by causing it to be delivered by the Court's electronic filing system to the following on May 18, 2021.

Kenneth N. Flaxman
Joel A. Flaxman
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/s/ Bret A. Kabacinski
Bret A. Kabacinski
Assistant Corporation Counsel Supervisor