

62369-LSK

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

ELGIN JORDAN,

Plaintiff,

v.

CITY OF CHICAGO; BRYAN COX, PETER
THEODORE, DAVID SALGADO, and ROCCO
PRUGER,

Defendants.

No. 20 CV 04012

Judge Gottschall

**DEFENDANT OFFICERS' MOTION TO JOIN CO-DEFENDANT CITY OF
CHICAGO'S REPLY IN SUPPORT OF ITS MOTION TO DISMISS
PLAINTIFF'S COMPLAINT**

NOW COME Defendants, OFFICER BRYAN COX, SGT. PETER THEODORE and
DETECTIVE ROCCO PRUGER, by and through their attorneys, QUERREY & HARROW,
LTD., and for their Motion to Join Co-Defendant City of Chicago's Reply in Support of Its
Motion to Dismiss Plaintiff's Complaint, state as follows:

1. Plaintiff, Elgin Jordan, has filed his Complaint alleging various § 1983 claims
against Defendant Officers, as well as *Monell* claim and Malicious Prosecution claims against
Defendant City. This cause of action stems from the circumstances surrounding Plaintiff's March
31, 2015 arrest and his subsequent criminal case.

2. Co-Defendant, City of Chicago, filed its Motion to Dismiss Plaintiff's Complaint
on September 11, 2020. (Dkt. 24). Defendant Officer Cox, Sgt. Theodore, and Detective Pruger
filed a Motion to Join Defendant City's Motion to Dismiss, which the Court granted. (Dkt. 25,
28).

3. Plaintiff filed his Response to the Motion to Dismiss on October 2, 2020, in which she agreed to dismiss all of the substantive state law claims. (Dkt. 33).

4. Defendant City filed its Reply in Support of the Motion to Dismiss on October 30, 2020. (Dkt. 37).

5. Defendant Officer Cox, Sgt. Theodore, and Detective Pruger respectfully request to join Defendant City's Reply in Support of Its Motion to Dismiss and adopt the arguments therein because the arguments raised by Defendant City are equally applicable to Officer Cox, Sgt. Theodore, and Detective Pruger.

6. WHEREFORE, Defendants, OFFICER BRYAN COX, SGT. PETER THEODORE and DETECTIVE ROCCO PRUGER, respectfully request that this Court allow them to join Co-Defendant City of Chicago's Reply in Support of Its Motion to Dismiss Plaintiff's Complaint, and for any other relief this Court deems just.

Respectfully Submitted,

By: /s/ Larry S. Kowalczyk
Special Assistant Corporation Counsel

Larry S. Kowalczyk - Special Assistant Corporation Counsel
Megan K. Monaghan - Special Assistant Corporation Counsel
QUERREY & HARROW, LTD.
175 West Jackson Blvd., Suite 1600
Chicago, Illinois 60604-2827
312/540-7000
lkowalczyk@querrey.com
mmonaghan@querrey.com
Counsel for Defendants Officer Cox, Sgt. Theodore, and Detective Pruger