

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

JOHN MARTINEZ,)	
)	No. 23 CV 1741
<i>Plaintiff,</i>)	
)	Hon. Georgina N. Alexakis
v.)	District Judge
)	
REYNALDO GUEVARA, <i>et al.</i> ,)	
)	
<i>Defendants.</i>)	

**CITY DEFENDANTS' *UNOPPOSED* MOTION FOR EXTENSION OF
TIME TO RESPOND TO PLAINTIFF'S AND COUNTY DEFENDANTS'
JOINT MOTION FOR FINDING OF GOOD FAITH SETTLEMENT**

Defendants, CITY OF CHICAGO (the “City”), GERI LYNN YANOW, as Special Representative for ERNEST HALVORSEN, deceased, HECTOR VERGARA, GERI LYNN YANOW, as Special Representative for JOSEPH MOHAN, deceased, RANDY TROCHE, KEVIN ROGERS, as Special Representative for FRANCIS CAPPITELLI, deceased, EDWARD MINGEY, (the “Officer Defendants”), and REYNALDO GUEVARA (collectively, the “City Defendants”), by their undersigned attorneys, move this Honorable Court for an extension of time until November 27, 2024, for City Defendants to respond to the Joint Motion for Finding of Good Faith Settlement filed by Plaintiff, JOHN MARTINEZ, and Defendants, JAKE RUBINSTEIN and COOK COUNTY (the “County Defendants”) (collectively, the “Settling Parties”) (Dkt. 198). In support thereof, the City Defendants state:

1. On October 23, 2024, the Settling Parties filed a Joint Motion for Finding of Good Faith Settlement. (Dkt. 198).
2. On October 28, 2024, after a hearing on the joint motion, this Court ordered that the City Defendants’ response to the motion was due by November 18, 2024, with any reply due

by November 25, 2024. (Dkt. 200). The Court further ordered that the response and reply should address the motion filed in this matter as well as the forthcoming motion filed in the related matter, *Kelly v. Guevara, et al.*, 24-cv-5354, and be filed on the docket in both cases. (*Id.*).

3. For additional context, Plaintiff's attorney, Loevy & Loevy, Defendant Cook County and various other former Assistant Cook County State's Attorneys have simultaneously filed similar motions for finding of good faith settlement in seven other Guevara-related cases. *See* Dkt. 145, *Abrego v. Guevara, et al.*, No. 23-cv-1740 (N.D. Ill. Nov. 4, 2024); Dkt. 215, *Rodriguez v. Guevara, et al.*, No. 22-cv-6141 (N.D. Ill. Oct. 30, 2024); Dkt. 398, *Bouto v. Guevara, et al.*, No. 19-cv-2441 (N.D. Ill. Oct. 30, 2024); Dkt. 181, *Gecht v. Guevara, et al.*, No. 23-cv-1742 (N.D. Ill. Oct. 30, 2024); Dkt. 209, *Gonzalez v. Guevara, et al.*, No. 22-cv-6496 (N.D. Ill. Oct. 30, 2024); Dkt. 106, *Kwil v. Guevara, et al.*, No. 23-cv-4279 (N.D. Ill. Oct. 30, 2024); and Dkt. 74, *Kelly v. Guevara, et al.*, No. 24-cv-5354 (N.D. Ill. Nov. 4, 2024). The City Defendants intend to file, or have already filed, similar motions in those cases, requesting that the same briefing schedules be set.¹

4. The City Defendants have been working on the response to the Settling Parties' amended motion but due to other pre-existing professional commitments, seek an extension of time until November 27, 2024, to file their response with the Court, with the Settling Parties' reply due on or before December 4, 2024. There have been no previous extensions regarding this matter.

5. This motion is not made for the purpose of delay and will not prejudice any party.

6. The undersigned conferred with counsel for the Settling Parties concerning this motion. The Settling Parties do not oppose the request for an extension of time.

¹ In *Rodriguez v. Guevara, et al.*, No. 22-cv-6141, the court granted City Defendants' motion for extension of time and ordered the response to the motion for good-faith finding due November 27, 2024. (N.D. Ill. Nov. 15, 2024) (Dkt. 226).

WHEREFORE, Defendants, CITY OF CHICAGO, GERI LYNN YANOW, as Special Representative for ERNEST HALVORSEN, deceased, HECTOR VERGARA, GERI LYNN YANOW, as Special Representative for JOSEPH MOHAN, deceased, RANDY TROCHE, KEVIN ROGERS, as Special Representative for FRANCIS CAPPITELLI, deceased, EDWARD MINGEY, and REYNALDO GUEVARA, respectfully request this Honorable Court grant its motion for an extension of time up to and including November 27, 2024, to respond to the Joint Motion for Finding of Good Faith Settlement, with the Settling Parties' reply due on or before December 4, 2024, and for any other relief as this Court deems just and proper.

DATED: November 15, 2024

Respectfully Submitted,

/s/ Eileen E. Rosen

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