

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

Alexander Gray,)	
)	
<i>Plaintiff,</i>)	
)	
-vs-)	No. 23-cv-1931
)	
City of Evanston, Evanston Police)	
Officers Kubiak, Kane, Popp,)	
Rosenbaum, and Pogorzelski,)	(Judge Seeger)
)	
<i>Defendants.</i>)	

**AGREED MOTION TO FILE CORRECTED DOCUMENT AND TO
FILE INSTANTER INADVERTENTLY UNFILED DOCUMENT**

Plaintiff, with the agreement of defendants, moves the Court for leave to file a corrected version of plaintiff's consolidated memorandum on summary judgment, previously filed on March 20, 2024 as ECF No. 46, and to file instanter his response to defendants' 56.1(b)(3) statement of facts.

Grounds for this motion are as follows:

1. Plaintiff's reply memorandum in support of his motion for summary judgment and his responses to defendants' cross-motions were due on March 20, 2024.
2. Plaintiff timely filed a consolidated memorandum (ECF No. 46) and his response to defendants' 56.1(a)(2) statement of facts (ECF No. 48) on March 20, 2024. Petitioner prepared, but omitted to file, his response to defendants' 56.1(b)(3) statement of facts. Instead, plaintiff filed his response to defendants' 56.1(a)(2) statement of facts twice, as ECF Nos. 48 and 49.

3. Plaintiff has identified two typographical errors and a corrupted image in his consolidated memorandum and seeks to file a corrected version. Plaintiff also seeks to file his response to defendants' 56.1(b)(3) statement of facts one day out of time. Copies of both documents are submitted as attachments to this motion.

4. Plaintiff's counsel has shared his errors with James Daffada and is authorized to present this motion as agreed.

Plaintiff therefore requests that the Court grant him for leave to file a corrected version of plaintiff's consolidated memorandum on summary judgment, previously filed on March 20, 2024 as ECF No. 46, and to file instanter his response to defendants' 56.1(b)(3) statement of facts.

/s/ Kenneth N. Flaxman
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