

# EXHIBIT 3

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

|                          |   |                        |
|--------------------------|---|------------------------|
| MADELINE MENDOZA,        | ) |                        |
|                          | ) | Case No. 23-cv-2441    |
| Plaintiff,               | ) |                        |
|                          | ) | Honorable Judge Durkin |
| v.                       | ) |                        |
|                          | ) |                        |
| REYNALDO GUEVARA, et al, | ) | JURY TRIAL DEMANDED    |
|                          | ) |                        |
| Defendants.              | ) |                        |

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|--------------------------|---|---------------------------|
| MARILYN MULERO,          | ) |                           |
|                          | ) | Case No. 23-cv-14795      |
| Plaintiff,               | ) |                           |
|                          | ) | Honorable Judge Maldonado |
| v.                       | ) |                           |
|                          | ) |                           |
| REYNALDO GUEVARA, et al, | ) | JURY TRIAL DEMANDED       |
|                          | ) |                           |
| Defendants.              | ) |                           |

**CITY DEFENDANTS’ JOINT INITIAL RULE 26(a)(1) DISCLOSURES**

Defendants, by their attorneys, jointly submit the following initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1):

i. The name and, if known, the address and telephone number of each individual likely to have discoverable information—along with the subjects of that information—that the disclosing party may use to support its claims or defenses, unless the use would be solely for impeachment:

**RESPONSE:** Any and all individuals named in documents produced to Plaintiffs as part of these disclosures, including but not limited to:

1. Plaintiff Madeline Mendoza (“Tuti”), to be contacted through her counsel, may testify concerning the facts of the alleged incident and the alleged damages giving rise to her present lawsuit.
2. Plaintiff Marilyn Mulero (“Mari” or “Muneca”), to be contacted through her counsel, may testify concerning the facts of the alleged incident and the alleged damages giving rise to her present lawsuit.

3. Defendant Reynaldo Guevara, to be contacted through his counsel, may testify regarding the allegations in Plaintiffs' Complaints, any reports he authored or assisted in authoring, and his training and experience, as well as information regarding Plaintiffs' claims for punitive damages.
4. Defendant Stephen Gawrys, to be contacted through his counsel, may testify regarding the allegations in Plaintiffs' Complaints, any reports he authored or assisted in authoring, and his training and experience, as well as information regarding Plaintiffs' claims for punitive damages.
5. Defendant Anthony Riccio, to be contacted through his counsel, may testify regarding the allegations in Plaintiffs' Complaints, any reports he authored or assisted in authoring, and his training and experience, as well as information regarding Plaintiffs' claims for punitive damages.
6. Defendant Robert Biebel, to be contacted through his counsel, may testify regarding the allegations in Plaintiffs' Complaints, any reports he authored or assisted in authoring, and his training and experience, as well as information regarding Plaintiffs' claims for punitive damages.
7. Jacqueline Montanez ("Loca D") (last known address: 1837 N. Mozart, Chicago, IL) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
8. Magnolia Wright (address unknown) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to the police investigation.
9. Maria Suez (address unknown) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following the crimes, including but not limited to during the police investigation.
10. Yvette Rodriguez (last known address: 8951 NE 8th Avenue, Miami, Florida) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
11. Jackie Serrano (last known address: 3809 W. Hirsch Street – Apt. 2, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
12. Marilyn Serrano (last known address: 3712 W. Wrightwood, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy

Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.

13. Joan Roberts (last known address: 5013 N. Rutherford Avenue, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
14. David Feliciano (address unknown) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
15. Felix Rodriguez (address unknown) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during police investigation.
16. Detective L. Poli (Star #20710), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
17. Detective John Dolan (Star #20684), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
18. Michael Deppe (address unknown) may testify regarding his assessment of the crime scene involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations about that assessment and his affidavit concerning it, and his training and experience as a police officer specializing in on-scene investigation, mapping, and measuring.
19. Joseph T. Kirk (address unknown) may testify regarding his assessment of the crime scene involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations about that assessment and his affidavit concerning it, and his training and experience as a police officer specializing in on-scene investigation, mapping, and measuring.
20. Officer R. Castro (Star #17241), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.

21. Officer T. Morales (Star #6833), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
22. Lieutenant H. O'Malley (Star #249), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
23. Sergeant R. Trusz (Star #1146), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
24. Officer J. Wasco (Star #15056), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
25. Officer C. Saledino (Star #16094), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
26. Officer A. Wronkowski (Star #10666), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
27. Officer M. Meade (Star #13813), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
28. Officer R. Bay (Star #17088), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
29. Officer S. Hund (Star #12901), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.

30. Henry Belardo (last known address: 1058 N. Christiana Ave, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
31. Antonio Aponte (last known address: 3030 N. Nottingham Avenue, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
32. Evidence Technician T. Bachelder (Star #12680), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
33. Evidence Technician F. Demarco (Star #12802), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
34. Officer T. Brand (Star #15893), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
35. Officer S. Bosnyak (Star #5253), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
36. Kimberly Hawkins (last known address: 1357 W. Ohio – 4th floor, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
37. “Eugene” (last known address: 1701 N. Albany – 2nd floor, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
38. Officer V. Rivera (Star #11520), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.

39. Former Assistant State's Attorney John Dillon, to be contacted through the Cook County State's Attorney's Office, may testify regarding the allegations in Plaintiffs' Complaints, including but not limited to any reports he authored or assisted in authoring, statements taken, and his approval of felony charges in the murders of Jimmy Cruz and Hector Reyes.
40. Court reporter Annette Moriarty (last known address: Metro Reporting Service, 311 S. County Farm Road – Suite F, Wheaton, Illinois), may testify regarding the facts and circumstances regarding the oral statements given by Jacqueline Montanez and Marilyn Mulero about the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes.
41. Former Assistant State's Attorney Thomas Reich, to be contacted through the Cook County State's Attorney's Office, may testify regarding the allegations in Plaintiffs' Complaints, including but not limited to any reports he authored or assisted in authoring, statements taken, and his approval of felony charges in the murders of Jimmy Cruz and Hector Reyes.
42. Detective R. Szeluga (Star #20659), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
43. Jaime Cruz (last known address: 13123 S. Buffalo Avenue, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
44. Omar Munoz (last known address: 1452 N. Kedzie – basement, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
45. Luis Reyes (last known address: 1017 N. Sacramento – 1st floor, Chicago) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
46. Detective Robert Wasmund (Star #20835), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
47. Dr. Yuksel Konakci, to be contacted through counsel for the Cook County Medical Examiner's Office, may testify regarding the autopsy he performed on the decedents Jimmy Cruz and Hector Reyes, the injuries they sustained, and the cause of death.

48. Detective T. Lazar (Star #20851), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
49. Officer T. Shouse (Star #4522), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
50. Officer E. Negron (Star #7277), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
51. Officer R. Remnes (Star #17013), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
52. Officer A. Arguijo (Star #8910), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
53. Evidence Technician L. Krause (Star #3372), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
54. Evidence Technician P. Salter (Star #13420), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
55. Officer John Carey (Star #13537), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
56. Officer O. Brumfield (Star #7205), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.

57. Youth Officer Robert Pulia (Star #16011), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
58. GCSP A. O'Quinn (Star #8153), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
59. GCSP M. Cusack (Star #11895), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
60. Angel Rodriguez (address unknown) may testify regarding his knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as his conversations and observations following these crimes, including but not limited to during the police investigation.
61. Rhonda Riley (last known address: 1009 N. California - #1, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
62. Officer James Leary (Star # unknown), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
63. Officer Stronski (Star #7907), to be contacted through counsel for the City of Chicago, may testify regarding his involvement in the investigation of the incident that is the subject of this lawsuit, his training and experience as a police officer, and any reports he may have authored.
64. Iris Maria Perez (last known address: 1920 N. Washtenaw – 1st floor, Chicago) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes, including but not limited to during the police investigation.
65. Michael Kovar, PhD (last known address: 30 N Michigan Ave, Ste 1126, Chicago) may testify to unprivileged conversations with Plaintiff Marilyn Mulero, his role as Clinical Psychologist, and any other information he may have related to the facts alleged in Plaintiffs' Complaints.

66. Michael Gelbort, PhD (last known address: 30 N Michigan Ave, Ste 1126, Chicago) may testify to unprivileged conversations with Plaintiff Marilyn Mulero, his role as a Clinical Psychologist, and any other information he may have related to the facts alleged in Plaintiffs' Complaints.
67. Elizabeth Bermudez (address unknown) may testify regarding her knowledge of the events of May 12, 1992, involving the murders of Jimmy Cruz and Hector Reyes, as well as her conversations and observations following these crimes.
68. Plaintiffs' criminal defense and/or appellate and/or post-conviction attorneys (names and addresses unknown at this time) may testify as to unprivileged conversations with Plaintiffs, their roles as Plaintiffs' attorneys, and any other information they may have related to the facts alleged in Plaintiffs' Complaints and Plaintiffs' criminal cases.
69. Chicago Police Department record keepers, to lay the foundation for any police reports or documents.

Investigation continues. These disclosures are not intended to be a final list of possible witnesses in this matter. Defendants reserve the right to supplement these disclosures during the course of their investigation. Defendants also reserve the right to call any witness disclosed by Plaintiffs at the trial of this matter.

ii. A copy—or a description by category and location—of all documents, electronically stored information, and tangible things that the disclosing party has in its possession, custody, or control and may use to support its claims or defenses, unless the use would be solely for impeachment.

**Response:** The following categories of documents in Defendants' counsel's possession, custody, or control may be used to support Defendants' defenses in this lawsuit, and are being produced as part of these disclosures.

- RFC-MENDOZA/MULERO 1-395 (Investigative File for RD #T-212815)
- RFC-MENDOZA/MULERO 396-479 (RD File for RD #T-212816)
- RFC-MENDOZA/MULERO 480-481 IR history for Plaintiff Mendoza
- RFC-MENDOZA/MULERO 482 arrest report for CB#9119877
- RFC-MENDOZA/MULERO 483-84 photos of Plaintiff Mendoza
- RFC-MENDOZA/MULERO 483-484 forensic documents
- JGS\_M.MENDOZA 1-6435 Appellate File

Defendant City also plans to produce training records, complaint histories, and complimentary histories for each of the individual Defendant Officers upon entry of an appropriate Confidentiality Protective Order.

Investigation continues. These disclosures are not intended to be a final or complete list of documents that may be used in this matter. Defendants reserve the right to supplement these

disclosures during the course of their investigation. Defendants also reserve the right to use any documents disclosed by Plaintiffs at the trial of this matter.

iii. A computation of any category of damages claimed by the disclosing party.

**Response:** The individual Defendant Officers, by virtue of their employment as City of Chicago police officers, believe that they are indemnified for compensatory damages and attorneys' fees arising out of incidents in which they were acting in the scope of their employment. The City of Chicago is primarily self-insured; however, it carries excess insurance coverage that has a self-insured retention of \$20,000,000. Upon reasonable request, the City will provide its excess insurance policies for inspection and copying as provided under Federal Rule of Civil Procedure 34.

Dated: February 22, 2024

Respectfully submitted,

/s/ Catherine M. Barber  
*One of the Attorneys for City of Chicago*

/s/ George J. Yamin Jr.  
*One of the Attorneys for Defendants Gawrys,  
Riccio, Biebel and Special Representative Yanow*

Special Assistant Corporation Counsel  
Rock Fusco & Connelly, LLC  
333 W. Wacker Drive, 19<sup>th</sup> Floor  
Chicago, IL 60606  
P: (312) 494-1000  
[cbarber@rfclaw.com](mailto:cbarber@rfclaw.com)

Special Assistant Corporation Counsel  
THE SOTOS LAW FIRM, P.C.  
141 W. Jackson Blvd, Suite 1240A  
Chicago, IL 60604  
P: (630) 735-3300  
[gyamin@jsotoslaw.com](mailto:gyamin@jsotoslaw.com)

/s/Kathryn Boyle  
*One of the Attorneys for Reynaldo Guevara*

Special Assistant Corporation Counsel  
Borkan & Scahill, Ltd  
20 S. Clark Street, Suite 1700  
Chicago, IL 60603  
P: (312) 580-1030  
[kboyle@borkanschail.com](mailto:kboyle@borkanschail.com)