

UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF NextGen 1.7.1.1
Eastern Division

Madeline Mendoza

Plaintiff,

v.

Case No.: 1:23-cv-02441

City Of Chicago, et al.

Honorable Thomas M. Durkin

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Tuesday, October 31, 2023:

MINUTE entry before the Honorable Thomas M. Durkin: The Court has reviewed the parties' briefings on the issue of consolidation. Pursuant to Local Rule 40.4, the Court finds that Mendoza v. City of Chicago, et al., No. 23-CV-2441 is related to Mulero v. Guevara et al., No. 23-CV-4795, and that Mulero should be reassigned. See N.D. Ill. L.R. 40. Pursuant to Local Rule 40.4(d), a copy of this order "will be forwarded to the Executive Committee together with a request that the Committee reassign the higher-numbered case." The Court further finds that these cases share a "common question of law or fact" as required for consolidation under Federal Rule of Civil Procedure 42(a). The cases arise from the same Chicago Police investigation into the same two 1992 murders. Mendoza and Mulero allege that they were framed by the same Chicago Police Officers and their respective complaints name overlapping defendants, overlapping potential witnesses, and overlapping causes of action. If reassigned, the cases will therefore be consolidated for all pretrial proceedings including dispositive motions and discovery. The Court will reserve its decision regarding consolidation at trial, and Defendants may renew their request for consolidation at trial following the close of discovery. Defendants' Joint Motion for Consolidation [41] is therefore granted in part with regard to consolidation for discovery and denied in part without prejudice with regard to consolidation at trial. Further, and also conditioned on reassignment, the Court shall set a date for the parties to file a joint status report setting a briefing schedule for Defendants to answer or otherwise respond to the complaints. Mailed notice. (kp,)

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