

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

Joseph Keeling,)	
)	
<i>Plaintiff,</i>)	
)	
-vs-)	No. 23-cv-3442
)	
Sheriff of Lake County, Lake)	<i>(Judge Seeger)</i>
County, Illinois, and Lake County)	
Correctional Officer S. Tyler,)	
)	
<i>Defendants.</i>)	

JOINT STATUS REPORT

The parties to this action submit the following status report in compliance with the Court's order of October 31, 2024 (ECF No. 35):

1. Neither party will offer expert testimony.
2. The parties have had a full and frank discussion of settlement.

Plaintiff informed defense counsel that plaintiff will not proceed on the Section 1983 claims alleged in the complaint but will limit his case to the ADA claim against the Sheriff involving the alleged failure to accommodate his disability. Defense counsel shared their view of fatal flaws in the ADA claim and rejected plaintiff's settlement demand until and unless the case survives a defense motion for summary judgment. It is Defense's position that discovery has rendered all of the claims in this case with no evidentiary support, and that the claims are not warranted by existing law. Plaintiff disagrees.

3. The parties propose the following schedule for summary judgment:
 - a. Defendant Sheriff to file his motion for summary judgment and supporting documents by April 11, 2025.
 - b. Plaintiff to respond by May 9, 2025.
 - c. Defendant Sheriff to reply by May 30, 2025.
4. The parties will file an appropriate stipulation to dismiss the claims against all defendants other than the Sheriff.

Respectfully submitted,

/s/ Kenneth N. Flaxman
Kenneth N. Flaxman
ARDC No. 08830399
200 South Michigan Ave Ste 201
Chicago, Illinois 60604
An attorney for plaintiff

/s/ Melanie K. Nelson (with consent)
Melanie K. Nelson
Assistant State's Attorney
ARDC No. 6288452
Stephen J. Rice
Assistant State's Attorney
ARDC No. 6287192
18 North County St, 5th floor
Waukegan, IL 60085
Attorneys for defendants