

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

STATUS REPORT

Plaintiff, by counsel, files the following status report in response to the Court's Order for the parties to submit a Report of Planning Meeting on or before December 1, 2023.

1. Plaintiff filed this case on September 27, 2023. (ECF No. 1.)
2. On September 28, 2023, pursuant to Federal Rule of Civil Procedure 4(d), Counsel mailed a Notice of Lawsuit and Request to Waive Service of Summons to defendant Humberto Lozano at Stateville Correctional Center, where defendant Lozano was employed as a correctional officer at the time of the events in the complaint.

3. On October 18, 2023, plaintiff's counsel received a letter from an official at Stateville, stating that Lozano had resigned on February 21, 2023.

4. On October 20, 2023, the Court granted plaintiff's motion for leave to serve a subpoena on the Illinois Department of Corrections for the purpose of effecting service on defendants. (ECF No. 7.)

5. Plaintiff served the subpoena, and the Illinois Department of Corrections provided defendant's last-known address on October 27, 2023.

6. Plaintiff mailed a Notice of Lawsuit and Request to Waive Service of Summons to that address on October 27, 2023.

7. Having received no response, plaintiff engaged a process server on November 28, 2023, to attempt in-person service.

8. Plaintiff will update the Court before the deadline for service (December 26, 2023) on whether the process server is able to serve defendant.

Respectfully submitted,

/s/ Joel A. Flaxman
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