

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

JOINT INITIAL STATUS REPORT

The parties submit the following joint status report:

1. The Nature of the Case:

A. Attorneys

Plaintiff is represented by Kenneth N. Flaxman and Joel A. Flaxman of Kenneth N. Flaxman P.C., 200 S Michigan Ave, Ste 201, Chicago, Illinois. (312) 427-3200.

Defendants are represented by Robin Clayton, Assistant State's Attorney, 500 Richard J. Daley Center, Chicago, Illinois 60602. (312) 603-3401

B. Nature of the claims

Plaintiff, a detainee at the Cook County Jail, brings claims under Section 202 of the Americans with Disabilities Act of 1990, 42 U.S.C. § 12132, and Section 504 of the Rehabilitation Act, 29 U.S.C. § 794(a). Plaintiff contends that he is disabled, has been denied accommodations required for him to use toilet and

shower facilities and thereby incurred personal injuries. Defendants assert a lack of knowledge about whether plaintiff is disabled and about whether he required accommodations to use toilet and shower facilities and deny that plaintiff has suffered personal injuries.

C. Major legal and factual issues

1. Is plaintiff disabled? And, if so,
2. Has plaintiff been denied accommodations for his disability?
3. If plaintiff is disabled and if he has been denied accommodations, has he been harmed by the lack of accommodation?

D. Relief sought

Plaintiff seeks appropriate compensatory damages and costs, including attorneys' fees.

2. Jurisdiction

Plaintiff invokes the Court's jurisdiction under 28 U.S.C. § 12132 and 29 U.S.C § 794a(a)(2).

3. Service

All defendants have been served.

4. Magistrate

Counsel have advised the parties that they may proceed before a Magistrate Judge if they consent unanimously. There is not unanimous consent.

5. Pending Motions

None. Defendants have answered the complaint.

6. Status of Settlement

The parties will discuss settlement after they gather more information.

/s/ Kenneth N. Flaxman
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