

**APPEAL TO THE APPELLATE COURT OF ILLINOIS FOR THE FIRST DISTRICT
FROM THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION**

FILED
4/19/2024 12:51 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL
2024CH00093
Calendar, 8
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CHICAGO JOHN DINEEN LODGE # 7,)
)
)
Plaintiff-Appellant,)
)
v.)
)
CITY OF CHICAGO, DEPARTMENT of)
POLICE, BRANDON JOHNSON, in his)
Official Capacity as MAYOR, and Larry)
Snelling, in his Official Capacity as)
Superintendent of the Chicago Police)
Department, and the Chicago City Council,)
)
)
Defendants-Appellees,)

Case No. 2024 CH 00093

Judge Michael T. Mullen

NOTICE OF APPEAL

Plaintiff-Appellant, Chicago John Dineen Lodge #7 (“the Lodge”), through its undersigned attorneys, appeals to the Appellate Court of Illinois for the First District from the following final and appealable order entered in this matter in the Circuit Court of Cook County:

1. The March 21, 2024, Memorandum Opinion and Order’s denial of the Lodge’s Motion pursuant to 735 ILCS 5/2-615 and 735 ILCS 5/2-619 to Dismiss the Defendants’ Counterclaims.
2. The March 21, 2024, Memorandum Opinion and Order’s granting in part the Defendants’ Cross-Motion for Summary Judgment, denying in part the Lodge’s Motion for Summary Judgment, and vacating in part the Dispute Resolution Board’s Final Opinion and Award and Supplemental Final Opinion and Award, with respect to the following issues:
 - a. The Order vacates a portion of the Final Opinion and Award and the Supplemental Final Opinion and Award that requires any arbitration proceeding to be held in a private forum;
 - b. The Order vacates a portion of the Final Opinion and Award and the Supplemental Final Opinion and Award that requires that a Chicago Police Officer against whom disciplinary charges have been filed must remain in a pay status during the pendency of Police Board or arbitration proceedings;

- c. The Order does not follow the Illinois Supreme Court case law that requires the trial court to accept the arbitrator’s findings of fact in a case to confirm an arbitration award;
 - d. The Order in vacating the Final Opinion and Award and the Supplemental Final Opinion and Award does not follow the principles of public policy as defined by the Illinois Supreme Court;
 - e. The Order does not acknowledge that all procedural issues in an arbitration proceeding are to be decided by the arbitrator, not the court; and
 - f. The Order does not confirm all portions of the Final Opinion and Award and the Supplemental Final Opinion and Award.
3. The March 21, 2024, Memorandum Opinion and Order’s denial of the Lodge’s request for attorneys’ fees.

By this appeal, the Lodge will ask the Appellate Court to reverse these portions of the March 21, 2024 Memorandum Opinion and Order on the grounds identified above and enter an order confirming the Dispute Resolution Board’s Final Opinion and Award and Supplemental Final Opinion and Award in their entirety, and for such other and further relief as the Appellate Court may deem just and proper.

Respectfully submitted,

/s/ Joel A. D’Alba _____
Joel A. D’Alba

/s/ Matt Pierce _____
Matt Pierce

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Attorneys for the Plaintiff-Appellant

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on April 19, 2024, a true and correct copy of Plaintiff-Appellant's Notice of Appeal was served upon the following counsel of record at the following email addresses:

William Pokorny – wrp@franczek.com

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Respectfully submitted,

/s/ Joel A. D'Alba

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