

1:23cv4983, Su V. Committee For Fair & Equal Representation

US District Court Docket
United States District Court, Illinois Northern
(rev. 1.8.4 Chicago)

Header

Case Number: 1:23cv4983
Date Filed: 07/31/2023
Assigned To: Honorable LaShonda A. Hunt
Nature of Suit: Other Statutory Actions (890)
Cause: Civil Miscellaneous Case
Lead Docket: None
Other Docket: None
Jurisdiction: U.S. Government Plaintiff

Class Code: Closed
Closed: 09/11/2025
Statute:
Jury Demand: None
Demand Amount: \$0
NOS Description: Other Statutory Actions

Participants

Litigants

Julie A Su
Plaintiff

COMMITTEE FOR FAIR & EQUAL REPRESENTATION
Defendant

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Proceedings

#	Date	Proceeding Text	Source
1	07/31/2023	COMPLAINT filed by Julie A Su; (Oswald, Craig) (Entered: 07/31/2023)	
2	07/31/2023	CIVIL Cover Sheet (Oswald, Craig) (Entered: 07/31/2023)	
	07/31/2023	CASE ASSIGNED to the Honorable LaShonda A. Hunt. Designated as Magistrate Judge the Honorable Sheila M. Finnegan. Case assignment: Random assignment. (axk,) (Entered: 07/31/2023)	
	07/31/2023	CLERK'S NOTICE: Pursuant to Local Rule 73.1(b), a United States Magistrate Judge of this court is available to conduct all proceedings in this civil action. If all parties consent to have the currently assigned United States Magistrate Judge conduct all proceedings in this case, including trial, the entry of final judgment, and all post-trial proceedings, all parties must sign their names on the attached Consent To form. This consent form is eligible for filing only if executed by all parties. The parties can also express their consent to jurisdiction by a magistrate judge in any joint filing, including the Joint Initial Status Report or proposed Case Management Order. (axk,) (Entered: 07/31/2023)	
3	08/01/2023	MINUTE entry before the Honorable LaShonda A. Hunt: This case has been assigned to the calendar of Judge LaShonda A. Hunt. The parties are ordered to file a Joint Initial Status Report for New Case by 9/28/23. A template for the report can be found on Judge Hunt's webpage on the Court's website under "New and Reassigned Cases." An in-person initial status hearing is set for 10/5/23 at 10:00 AM in Courtroom 1219. Emailed notice. (cdh,) (Entered: 08/01/2023)	
	08/02/2023	SUMMONS Issued as to Defendant COMMITTEE FOR FAIR & EQUAL REPRESENTATION (evw,) (Entered: 08/02/2023)	
4	08/17/2023	ATTORNEY Appearance for Defendant Committee for Fair & Equal Representation by Michael Paul Persoon (Persoon, Michael) (Entered: 08/17/2023)	
5	08/24/2023	MOTION by Defendant Committee for Fair & Equal Representation for extension of time Defendant's Motion for Extension of Time to Answer Complaint (Persoon, Michael) (Entered: 08/24/2023)	
6	08/25/2023	MINUTE entry before the Honorable LaShonda A. Hunt: Defendant's Motion for Extension of Time to Answer Complaint 5 is granted. Defendant shall respond to the complaint by 10/23/23. The joint initial status report deadline of 9/28/23 is stricken and reset to 11/6/23. The in-person status hearing set for 10/5/23 is stricken and reset to 11/16/23 at 10:00 AM in Courtroom 1219. Emailed notice. (cdh,) (Entered: 08/25/2023)	
7	10/23/2023	ATTORNEY Appearance for Defendant Committee for Fair & Equal Representation by Willem Watson Bloom (Bloom, Willem) (Entered: 10/23/2023)	
8	10/23/2023	Defendant's ANSWER to Complaint by Committee for Fair & Equal Representation (Bloom, Willem) (Entered: 10/23/2023)	
9	11/06/2023	STATUS Report Joint by Julie A Su (Oswald, Craig) (Entered: 11/06/2023)	
10	11/07/2023	MINUTE entry before the Honorable LaShonda A. Hunt: Upon	

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		<p>review of the parties' initial joint status report 9 , the Court sets the following case management deadlines: (1) Rule 26(a)(1) initial disclosures to be provided by 11/20/23; (2) written discovery to be issued by 12/22/23; (3) fact discovery completed by 5/6/24; and (4) amendment of pleadings or joinder of other parties by 3/1/24. This case is referred to the Magistrate Judge for discovery supervision, including the authority to set, adjust, and extend all deadlines, and to conduct a settlement conference, if requested by the parties. The Court will consider a dispositive motion schedule after all discovery is completed. The telephonic status hearing set for 11/16/23 is stricken. The Court defers to the assigned Magistrate Judge as to the parties' request to set a status date after the close of fact discovery. Emailed notice. (cdh,) (Entered: 11/07/2023)</p>	
11	11/07/2023	<p>EXECUTIVE COMMITTEE ORDER: Case referred to Magistrate Judge Sheila Finnegan pursuant to Local Rule 72.1. Signed by Executive Committee on 11/7/2023.(jh,) Modified on 11/14/2023 (jh,). (Entered: 11/14/2023)</p>	
12	11/17/2023	<p>MINUTE entry before the Honorable Sheila M. Finnegan: This case has been referred for discovery supervision and a settlement conference should the parties request one. Magistrate Judge telephone status is set on 1/4/2024 at 9:30 a.m. The toll-free number for the hearing is 877-336-1831, access code 5995354. Persons granted remote access to proceedings are reminded of the prohibition against recording and rebroadcasting of court proceedings. Mailed notice (sxw) (Entered: 11/17/2023)</p>	
13	12/28/2023	<p>ANNUAL REMINDER: Pursuant to Local Rule 3.2 (Notification of Affiliates), any nongovernmental party, other than an individual or sole proprietorship, must file a statement identifying all its affiliates known to the party after diligent review or, if the party has identified no affiliates, then a statement reflecting that fact must be filed. An affiliate is defined as follows: any entity or individual owning, directly or indirectly (through ownership of one or more other entities), 5% or more of a party. The statement is to be electronically filed as a PDF in conjunction with entering the affiliates in CM/ECF as prompted. As a reminder to counsel, parties must supplement their statements of affiliates within thirty (30) days of any change in the information previously reported. This minute order is being issued to all counsel of record to remind counsel of their obligation to provide updated information as to additional affiliates if such updating is necessary. If counsel has any questions regarding this process, this LINK will provide additional information. Signed by the Executive Committee on 12/28/2023: Mailed notice. (tg,) (Entered: 12/28/2023)</p>	
14	01/04/2024	<p>MINUTE entry before the Honorable Sheila M. Finnegan: Magistrate Judge telephone status hearing held on 1/4/2024 and continued to 3/5/2024 at 9:15 a.m. Plaintiff's counsel did not dial in to the hearing. Defendant reports the parties have exchanged Rule 26(a)(1) disclosures and written discovery. The toll-free number for the hearing is 877-336-1831, access code 5995354. Participants are directed to keep their device muted when they are not speaking. Audio recording of the hearing is not permitted; violations of this prohibition may result in sanctions. Mailed notice (sxw) (Entered: 01/04/2024)</p>	
15	03/05/2024	<p>MINUTE entry before the Honorable Sheila M. Finnegan. Magistrate Judge telephone status hearing held on 3/5/2024 and continued to 4/30/2024 at 9:15 a.m. The parties have responded to written discovery. Plaintiff will be deposing one witness, and Defendant is likely to take controlled interviews of certain persons. In early May, the parties expect to be in a position to explore</p>	

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		settlement. The toll-free number for the hearing is 877-336-1831, access code 5995354. Participants are directed to keep their device muted when they are not speaking. Audio recording of the hearing is not permitted; violations of this prohibition may result in sanctions. Mailed notice (sxw) (Entered: 03/06/2024)	
16	04/30/2024	MINUTE entry before the Honorable Sheila M. Finnegan. Magistrate Judge telephone status hearing held on 4/30/2024. The parties report that discovery has been completed. Subject to the district judge setting a different schedule, the Court adopts the parties' proposed briefing schedule as follows: dispositive motions are due by 6/7/2024 with responses by 7/15/2024, and replies by 7/29/2024. Since the parties do not wish to participate in a settlement conference, the referral is closed. Mailed notice (sxw) (Entered: 05/01/2024)	
17	05/06/2024	MINUTE entry before the Honorable LaShonda A. Hunt: Upon review of Magistrate Judge Finnegan's 4/30/24 order 16 closing the referral, the Court adopts that dispositive motion schedule: motions are due by 6/7/24; responses are due by 7/15/24; and replies are due by 7/29/24. The Court will rule by mail. Mailed notice (mjc,) (Entered: 05/06/2024)	
18	06/05/2024	MOTION by Plaintiff Julie A Su for extension of time to file dispositive motions (Agreed). (Oswald, Craig) (Entered: 06/05/2024)	
19	06/05/2024	NOTICE of Motion by Craig Arthur Oswald for presentment of extension of time 18 before Honorable LaShonda A. Hunt on 6/12/2024 at 10:00 AM. (Oswald, Craig) (Entered: 06/05/2024)	
20	06/06/2024	MINUTE entry before the Honorable LaShonda A. Hunt: Government's Agreed Motion to Extend Time to File Dispositive Motions 18 is granted. The dispositive motion schedule 17 is modified as follows: motions are due by 6/21/24; responses due by 7/29/24; and replies due by 8/12/24. No appearance is necessary on 6/12/24. Mailed notice. (jg,) (Entered: 06/06/2024)	
21	06/21/2024	MOTION by Defendant Committee for Fair & Equal Representation for summary judgment (Persoon, Michael) (Entered: 06/21/2024)	
22	06/21/2024	R. 56.1 statement of material facts STATEMENT by Committee for Fair & Equal Representation (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Persoon, Michael) (Entered: 06/21/2024)	
23	06/21/2024	MEMORANDUM by Committee for Fair & Equal Representation in support of motion for summary judgment 21 (Persoon, Michael) (Entered: 06/21/2024)	
24	06/21/2024	MOTION by Plaintiff Julie A Su for summary judgment (Oswald, Craig) (Entered: 06/21/2024)	
25	06/21/2024	MOTION by Plaintiff Julie A Su for summary judgment Memorandum in Support (Attachments: # 1 56.1 Statement, # 2 Exhibit A, Defendant's Interrogatory Responses, # 3 Exhibit B, Dixon-Stevens Deposition, # 4 Exhibit C, Nomination Notice, # 5 Exhibit Deposition Ex C, Returned Envelopes, # 6 Exhibit D, OLMS Records Review Memo, # 7 Exhibit E, Sample Ballot, # 8 Exhibit F, Voided Ballots, # 9 Exhibit G, Ballot Recount Memo)(Oswald, Craig) (Entered: 06/21/2024)	
26	07/29/2024	MEMORANDUM by Julie A Su in Opposition to motion for summary judgment 21 Opposition to cross motion (Oswald, Craig) (Entered: 07/29/2024)	
27	07/29/2024	RULE 56 Response to 56.1 statement Statement by Julie A Su regarding motion for summary judgment 21 (Oswald, Craig) (Entered: 07/29/2024)	

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28	07/29/2024	RESPONSE by Committee for Fair & Equal Representation in Opposition to MOTION by Plaintiff Julie A Su for summary judgment 24 (Persoon, Michael) (Entered: 07/29/2024)	
29	07/29/2024	RESPONSE by Defendant Committee for Fair & Equal Representation to motion for summary judgment, 25 Defendant's Responses to Plaintiff's Statement of Material Facts in Support of Motion for Summary Judgment [25-1] and Additional Material Facts in Support of Denial of Plaintiff's Motion for Summary Judgment 25 (Persoon, Michael) (Entered: 07/29/2024)	
30	08/12/2024	REPLY by Julie A Su to response in opposition to motion 28 (Attachments: # 1 Exhibit I, Duplicate Ballot Request Log)(Oswald, Craig) (Entered: 08/12/2024)	
31	08/12/2024	REPLY by Defendant Committee for Fair & Equal Representation to motion for summary judgment 21 (Persoon, Michael) (Entered: 08/12/2024)	
32	12/27/2024	ANNUAL REMINDER: Pursuant to Local Rule 3.2 (Notification of Affiliates), any nongovernmental party, other than an individual or sole proprietorship, must file a statement identifying all its affiliates known to the party after diligent review or, if the party has identified no affiliates, then a statement reflecting that fact must be filed. An affiliate is defined as follows: any entity or individual owning, directly or indirectly (through ownership of one or more other entities), 5% or more of a party. The statement is to be electronically filed as a PDF in conjunction with entering the affiliates in CM/ECF as prompted. As a reminder to counsel, parties must supplement their statements of affiliates within thirty (30) days of any change in the information previously reported. This minute order is being issued to all counsel of record to remind counsel of their obligation to provide updated information as to additional affiliates if such updating is necessary. If counsel has any questions regarding this process, this LINK will provide additional information. Signed by the Honorable Virginia M. Kendall on 12/27/2024: Mailed notice. (tg,) (Entered: 12/28/2024)	
33	08/27/2025	MINUTE entry before the Honorable LaShonda A. Hunt: Telephonic oral ruling on the parties' cross-motions for summary judgment 21 24 set for 9/11/25 at 9:45AM. Attorneys/parties may appear by dialing: 650-479-3207 and entering access code: 2311 499 1046. No attendee code is required. Please review in advance the policies governing telephonic hearings that can be found on Judge Hunt's webpage on the court website. Mailed notice (gel,) (Entered: 08/27/2025)	
34	09/11/2025	DESIGNATION of Sarah Fattahi Terman as U.S. Attorney for Plaintiff Julie A Su (Terman, Sarah) (Entered: 09/11/2025)	
35	09/11/2025	MINUTE entry before the Honorable LaShonda A. Hunt: Telephonic motion hearing held. For the reasons stated on the record in open court, Plaintiff's motion for summary judgment 24 is granted, Defendant's motion for summary judgment 21 is denied and judgment is entered in favor of Plaintiff and against Defendant. Accordingly, the January 2023 election is voided as to the offices of President, Vice President, and Secretary, and Defendant is ordered to conduct a new election under the Secretary of Labor's supervision. 29 U.S.C. 482(c). In the interest of "practicality" and to avoid the duplicative expenditure of resources, the Court notes that the near pendency of Defendant's next regularly scheduled election (January 2026) may counsel toward the Secretary of Labor, in her discretion, deferring the new election until Defendant's next regularly scheduled election. See Marshall v. Loc. 1010, United Steelworkers of Am., AFL-CIO, CLC, 664 F.2d 144, 149 (7th Cir. 1981) (endorsing, without adopting, the Second Circuit's application of equitable principles to	

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		find that "practicality" and the "necessities of the particular case" dictated the proper remedy was to order the Secretary of Labor to supervise the next regularly scheduled election). Civil case terminated. Mailed notice (gel,) (Entered: 09/11/2025)	
36	09/11/2025	ENTERED JUDGMENT Mailed notice (gel,) (Entered: 09/11/2025)	

*** THIS DATA IS FOR INFORMATIONAL PURPOSES ONLY ***

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