

**Case Information Summary for Case Number  
2007-CH-29738**

Filing Date: 10/17/2007  
Case Type:

Division: Chancery  
District: First Municipal

Addendum: \$0.00  
Calendar: 61

Party Information

Plaintiff(s)  
GNMAC MORTGAGE LLC

Attorney(s)  
PIERCE & ASSOCIATES

Attorney: GALIC ANDIELKO

Activity Date: 8/21/2015

Participant: BANK AMERICA N A

NOTICE OF MOTION FILED

Attorney: GALIC ANDIELKO

Activity Date: 10/29/2015

Participant: UNKNOWN/WAITTS GORDON

MOTION TO - DENIED -

Judge: OTTO, MICHAEL F.

Date and Time Properties

Date & Time Time Zone Internet Time

Date: November 2015

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1:10:55 PM

Current time zone: Eastern Standard Time



Mr. Gordon Wayne Watts  
821 Alicia Road  
Lakeland, FL 33801-2113

Record in MAIL BOX -  
on Monday, 02 November 2015  
by the Undersigned:

~~Richard Wayne Watts~~  
Mr. Gordon Wayne Watts

**RETURN SERVICE REQUESTED**

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**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION  
MORTGAGE FORECLOSURE/MECHANICS LIEN SECTION**

U. S. BANK, N.A., *etc.*,

Plaintiff,

vs

JOSEPH YOUNES, RICHARD DANIGGELIS,  
*et al.*,

Defendants.

Case No. 07 CH 29738

1720 N Sedgwick Ave.  
Chicago, IL

**ORDER**

The Court is in receipt of two copies of an October 2, 2015 letter from Mr. Gordon Wayne Watts to the undersigned, purporting to relate to the above captioned case. Mr. Watts's letter includes several enclosures: an Affidavit; two Notices of Motion; a Motion for leave to file *Amicus Curiae* brief; a Motion for leave to file Supplemental Record; a document captioned "Time-Sensitive Judicial Notice of Adjudicative Facts – in *semi* –Emergency Fashion by OVERNIGHT FedEx"; and several proposed orders. (All capitalization and emphasis as in original.) All of the above are attached to this Order as Group Exhibit A.<sup>1</sup>

In his letter (a copy of which Mr. Watts certifies he sent to all parties to the case and several non-parties), Mr. Watts contends that he filed all of the enclosures with the Clerk of the Circuit Court but that his "motion was docketed but not ruled on" and thus there was a due process violation of some nature. Mr. Watts states that although he is not an attorney ("a non-lawyer"), and although he "know[s] that This Court has probably lost 'subject matter' jurisdiction on the merits of the case," he wishes to submit the enclosures on behalf of Richard Daniggelis, defendant in the case.

For the reasons stated below, Mr. Watts's submissions are struck and/or denied in their entirety.

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<sup>1</sup> The Court has made no annotations or alterations to the documents other than to place the "Received" stamp on the first copy of Mr. Watts's letter. All handwritten notes/annotations/comments on the documents were present when the documents were received.

## Background

Mr. Watts's submissions contend, essentially, that the case was decided incorrectly because neither of the two attorneys who represented Mr. Daniggelis during the seven-year litigation raised certain arguments Mr. Watt believes would have carried the day. Motions by a total stranger to the case to supplement the record and to file an *amicus curiae* brief are simply not the correct way to make such arguments in Illinois courts.<sup>2</sup>

**Motion to Supplement.** Mr. Watts cites no authority, nor has the court's own research uncovered any, which would permit a stranger to the case to supplement the record. The motion is properly denied for that reason alone. Moreover, Mr. Watts provides no explanation of how the supplement is relevant to any issue in the case. The proposed supplement (attached as Exhibits A-G to the "Time-Sensitive Judicial Notice of Adjudicative Facts – in *semi* – Emergency Fashion by OVERNIGHT FedEx," not attached to the motion to supplement) consists of two purported proofs of service on this court (Exs. A, B); two "zoom views" of partial excerpts of the court docket in this and another case (Exs. C, D); and three pictures represented to be of the property at issue and a City of Chicago stop work order posted thereon (Exs. E, F, G). Mr. Watts fails to explain what possible relevance any of these materials would have to any issue pending before this court, the appellate court, or any court.

**Motion for Leave to File *Amicus Curiae* Brief.** Mr. Watts's status as a non-party non-attorney is not fatal to the motion for leave to file *amicus curiae* brief, as *amicus* briefs are by definition submitted by non-parties to the case. Nevertheless the motion is denied. In a 2006 order denying a similar motion, the Illinois Supreme Court delineated the considerations relevant to a motion for leave to file *amicus curiae* brief. See *Kinkel v. Cingular Wireless, L.L.C.*, 2006 Ill. LEXIS 1 (Jan. 11, 2006). First is the substance of the proposed brief: will that brief assist the court in disposing of the case *sub judice* by "provid[ing] it with ideas, arguments, or insights helpful to resolution of the case that were not addressed by the litigants themselves." *Id.* at \*2. Second, regardless of whether the brief passes that threshold test, the Court cited with approval the Seventh Circuit's rule that an *amicus* brief should normally be permitted:

only (1) when a party is not competently represented or not represented at all, or (2) when the would-be *amicus* has a direct interest in another case, and the case in which he seeks permission to file an *amicus curiae* brief may, by operation of *stare decisis* or *res judicata*, materially affect that interest; or (3) when the *amicus* has a unique perspective, or information, that can assist the court beyond the help that the lawyers for parties are able to provide.

*Id.* at \*4. Mr. Watts's motion fails both aspects of *Kinkel*.

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<sup>2</sup> The court acknowledges, but is unpersuaded by, Mr. Watts's claims that he achieved some partial success when he took part in the Terry Schiavo matter. (See, e.g., Affidavit of Gordon Wayne Watts ¶¶3-4 and Motion for leave to file *Amicus Curiae* brief p. 2.)

First, Mr. Watts's brief is not and cannot be of any assistance to this court because the case is not before this court. The matter is, rather, currently before the appellate court, as Mr. Watts recognizes in his letter when he admits that this court has lost jurisdiction of the case.

Even if not for this fatal defect, Mr. Watts's brief fails the Seventh Circuit's three-part test as well. (1) Mr. Daniggelis is not only represented by counsel, he has been doggedly represented before this court by two different attorneys who have filed voluminous motions and pleadings on his behalf and kept this case at issue for several years. Mr. Watts' hindsight contention that other arguments could perhaps have been raised does not in any way establish that Mr. Daniggelis is not competently represented. (2) Mr. Watts does not claim to be a party to any case the outcome of which could be determined by the outcome of this case.<sup>3</sup> (3) Mr. Watts does not claim any unique perspective or information. He is not an attorney; he claims no special expertise in mortgage foreclosure law or procedure nor even Illinois law generally. Mr. Watts claims simply to be a friend of Mr. Daniggelis who thinks Mr. Daniggelis's attorneys should have made other arguments than they did.

### CONCLUSION

This Court sees no reason to allow Mr. Watts to inject himself into this case as he seeks to do. Mr. Watts's motions are denied and his affidavit and "Time-Sensitive Judicial Notice of Adjudicative Facts – in *semi* – Emergency Fashion by OVERNIGHT FedEx" are struck. Court staff will send a copy of this Order (with attachments) to Mr. Watts and all parties to this case (U.S. Bank, Joseph Younes, and Richard Daniggelis, all care of counsel) on the date it is entered. Court staff will not transmit a copy of the order to any non-parties other than Mr. Watts.

ENTER:



Michael F. Otto #2065

Associate Judge

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<sup>3</sup> Mr. Watts does represent in the "Time-Sensitive Judicial Notice of Adjudicative Facts – in *semi* – Emergency Fashion by OVERNIGHT FedEx" that Mr. Daniggelis "promised, if he was able, to give me [Mr. Watts] an unspecified amount of assistance for the advancement of certain shared causes and beliefs." Whatever is meant by that statement, it does not suggest that this case will materially affect any *case* to which Mr. Watts is a party, which is the relevant test.

This order was sent to the following on the above stamped date:

Mr. Andjelko Galic, Esq. 134 N. LaSalle Street, Suite 1810 Chicago, IL 60602	Mr. Peter King, Esq. King Holloway LLC 101 North Wacker Drive, Suite 2010 Chicago, IL 60606
Mr. Richard Indyke, Esq. 221 N. LaSalle Street, Suite 1200 Chicago, IL 60601	Mr. Gordon Wayne Watts 821 Alicia Road Lakeland, FL 33801-2113

From the Desk of: **Gordon Wayne Watts**  
821 Alicia Road – Lakeland, FL 33801-2113  
H: (863) 688-9880 – C: (863) 409-2109 – W: (863) 686-3411 or: (863) 687-6141  
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Hon. Michael F. Otto, Associate, Judge, Chancery Div., Daley Center, 50 W. Washington St., <b>Rm. 2804</b> , Chicago, Illinois 60602 (312) 603-3893	Cc: Hon. Moshe Jacobius, Presiding Judge, Chancery Div., Daley Center, 50 W. Washington St., <b>Rm. 2403</b> , Chicago, Illinois 60602 (312) 603-4181
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Re: GMAC Mortgage, LLC v. Richard B. Daniggelis, et al. Friday, 02 October 2015  
Case No: 2007-CH-29738 – before the CHANCERY DIVISION

Dear Judge Otto:

As is my right under Due Process of the law, I filed an affidavit & other documents of fact and arguments at law, and (of course) a notice of motion for these –in the above-referenced case, which has been assigned to you; however, seeing that my motion was docketed but not ruled upon, it became very plainly obvious that the *clerks* saw my filings, **but that you did not see them.**

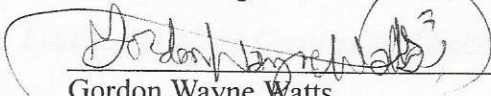
In other words, there was some sort of screw-up, and “the system” did not work. (If the judge can't see the filings, this is the most serious 'Due Process' screw-up possible!) - My guess is that you were waiting for me to make a physical appearance to present my motion(s) (*as is usually done*), but, explain in my notice of motion, this is not possible.

Normally, one does not contact the judge, as this is (usually) a forbidden *ex parte* communication, but both Iris Reynolds, the Assistant Chief Deputy Clerk in LAW, as well as Lou Piochetta (chief assistant to Hon. Timothy C. Evans, the chief judge) assured me I was permitted to send you court filings. Moreover, many courts allow motions directed to one particular judge – for example, Rule 22 of the U.S. Supreme Court governs an application addressed to a single Justice. Lastly, your mailing address is posted on the court's website, which clearly implies that it's OK to mail the judge (that's you) – but, of course, I'm going to serve the other parties, to avoid an *ex parte* communication – and keep them in the loop, as service courtesy requires. (*I say 'usually' above, as there are occasional exceptions to the 'ex parte' rule, but that is off-topic, and for the sake of brevity, I will pass on this subject.*)

Atty. Anjelko Galic and Atty. Benji Philip, both of whom represented Mr. Daniggelis, worked very hard, but both of them did NOT address several very key arguments (one of which included the fact that 2 different Warranty Deeds had **identical** signatures – an impossibility for a mere mortal, who can NOT sign his/her name the same exact way twice in a row! This evidences a photocopied signature, e.g., forgery fraud).

I know that I'm an “outsider” (a non-lawyer, and not someone who is directly connected with the case), but my father taught me when I was younger that any court, if it is trying to be honest and learn the actual truth, will listen to and consider evidence and input from ALL sources – yes, including myself. **To that end, please find enclosed the following documents:** My sworn & notarised AFFIDAVIT; Notice of motion; Motion for *Amicus*; proposed *Amicus* brief; & exhibits, dated Aug. 03, 2015. As well, please see the Aug. 16 Motion to Supplement the Record on Appeal (**NO. 1-14-2751 before the First Appellate Court**) with requisite notice of motion –and the Sept. 09 judicial notice of scary, new happenings, and proposed ORDERS. **Please note:** I know that This Court has probably lost “subject matter” jurisdiction on the merits of the case; **however**, Your Court still retains jurisdiction on supplementing the record (which I hope you will do, seeing as my filings will eventually be included in any subsequent appeal anyhow –and, considering my delay in filing was excusable, and not my fault, as I show in my motion).

With kind Regards, I am, Sincerely,

  
Gordon Wayne Watts