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GMAC v Watts - Atty's Indyke, Tumialán, and Williams: Questions about who is to be served filings...

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Wed, May 2, 2018 at 8:49 PM

To: RTumialan@dykema.com, DWilliams@dykema.com

Cc: RIndyke@sbcglobal.net, gww1210@aol.com, gww1210@gmail.com

***** SUBJECT: "GMAC v Watts - Atty's Indyke, Tumialán, and Williams: Questions about who is to be served filings..."******* To: Rosa M. Tumialán, Esq.** (RTumialan@Dykema.com) c/o DYKEMA GOSSETT, PLLC

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***** To: Dawn N. Williams, Esq.** (DWilliams@Dykema.com) c/o DYKEMA GOSSETT, PLLC

300 Ottawa Ave., N.W., Suite 700, Grand Rapids, MI 49503-2306 ; Phone: 616-776-7518

***** Cc: Richard Indyke, Esq. Atty. No. 20584,** (RIndyke@SBCGlobal.net) -- most recent "Attorney of record" for LaSalle Bank Natl. Assn. --until now) -- 111 South Washington Ave., Suite 105, Park Ridge, IL 60068-4292 ; Phone: 312-332-2828 ; 773-593-1915

Attorneys Tumialán and Williams:

I am in receipt of your e-filing, earlier today, in [GMAC v. Watts, 1-18-0091](#), in the Illinois 1st Appellate Court (and which I've attached as a PDF to my email, here). There are a few confusing issues that need addressing.

[[#1]] -- First off, I got an email from Atty, Richard Indyke (who is a cc recipient here), and he claims that he is not representing any party in my appeal, but he was the last attorney of record for LaSalle Bank. So, I kept him in my "Service List" to comply with IL Supreme Court Rule 11(a), regarding service of parties. However, now that I see you enter an appearance for GMAC, and call it "aka LaSALLE BANK NATIONAL ASSOCIATION" in the case style of your appearance brief (which is attached as a PDF file to my email here), I would like clarification on Mr. Indyke's concern: Is he correct in asserting that a new attorney or firm took over representation of the plaintiff?

I ask this because he strongly implied in his last email that he didn't want me to bother with serving him Service Copies of my pleadings, as I thought I was required to do. (I inferred this from his request to not respond to his email.) If either, or, both of you can certify that you all (and not Mr. Indyke) now represent the plaintiff, then I will (in any future Certificates of Service and/or Service Lists) note that Mr. Indyke no longer is on my Service list due to not representing any party any longer. (I am advocating on Mr. Indyke's behalf, as a professional courtesy, and because my religion -- whatever it is -- compels me to seek the easiest, and most peaceful, solution for all.)

[[#2--a]] Secondly, you made 2 typos in your brief: First off, my zip code isn't 3380, but rather 33801, as zip codes are either 5-digit, or, in my case, a 9-digit upgrade is applicable, which is 33801-2113, if you like.

[[#2--b]] You other typo is a bit tricky.. while Judge Flannery is indeed the presiding judge of the Law Division, he is NOT the presiding judge of the underlying case from which I appeal in 1-18-0091 (as you indicate in your appearance brief), but rather, as the docket shows, Judge Diane M. Shelley, Circuit Judge (Law Division, Cook County, IL Circuit Court) is the presiding judge, at present. Now, in 1-18-0572, a sister case, where I appealed Judge Flannery's denial of a fee waiver, he might be considered a 'presiding' judge, and, in fact, both appeals derive from the same Law Division case (which was transferred from Chancery, and bears the same style and case number), so I can see why you might have gotten confused. (No worries, as this is -- legally-speaking, "*de minimus*," LOL).

[[#3]] -- Lastly, however, speaking of Rule 11(a)... No disrespect meant to any of you ... but I plainly notice that you all are egregiously violating this rule, as you claim, in your Certificate of Service, to have served ONLY myself. I'm not trying to insult or offend any of you, but I respectfully ask: Am I missing something, here? Is there

some rule, statute, or case law, which allows you to serve only 1 or 2 of the parties... and not "all" of the parties as the rules clearly require?

Rule 11. Manner of Serving Documents Other Than Process and Complaint on Parties Not in Default in the Trial and Reviewing Courts

(a) On Whom Made. If a party is represented by an attorney of record, service shall be made upon the attorney. Otherwise service shall be made upon the party.

Also, in case you didn't notice, your client, LaSalle aka GMAC, is a party to all five (5) cases in which I am litigating for justice: (1) the circuit court case, GMAC v Daniggelis, Watts, Younes, Shelton, et al. 2007-CH-29738, (2) THREE cases in the 1st Appellate Court, 1-18-0091 (appealing Judge Shelley's last order), 1-18-0572 (appealing the subsequent order by Judge Flannery in that case), and 1-18-0538 (an Art. 6, Sec. 6, Original Jurisdiction MANDAMUS action in this reviewing court, and, yes, they do have jurisdiction under Art. VI, Sec. 6), and lastly, a Rule 383 Motion for Supervisory Orders in case number: 123481, in the Illinois Supreme Court.

As I am the guy who nearly won the infamous 'Terri Schiavo' case -- all by myself -- in *my* state's supreme court (losing 4-3, and doing than former Gov. Jeb Buch, who lost 7-0 before the same panel), I think I have a chance of getting a fair shake in *this* state's supreme court.

In case you didn't get the note, regarding these filings, and don't want to pay huge Public Records fees to the courts, you may download a True Copy of most or all filings in these - and related - cases, on my own on-line docket, for free. Mirror 1, here, is hosted by GoDaddy, based in Mesa AZ:

<http://GordonWatts.com/MortgageFraudCourtDocs/DOCKET-MortgageFraudCase.html>

Mirror 2, here, is hosted by HostGator, based in Austin, TX

<http://GordonWayneWatts.com/MortgageFraudCourtDocs/DOCKET-MortgageFraudCase.html>

Should you lose the links, my docket is linked in front-page news, of my namesake blogs, GordonWatts.com and GordonWayneWatts.com, as indicated in my Certificates of Service. If I may be of any further service to you, please don't hesitate to contact me.

By the way, in case you're curious, I will spill: I don't have any beef, gripes, complaints, or grievances with or against your client, GMAC, as I think they were just as much an innocent victim, here. Thank you for exercising your 1st Amendment Rights of Redress in these matters: This is what makes Democracy work in our Republic.

Please clarify me on these matters, above. Thank you, in advance, for your help here. With kind regard, I am,

Sincerely,

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Court filings attached in PDF format.///

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Gordon Wayne Watts, editor-in-chief, *The Register*

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ALWAYS FAITHFUL - To God

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"First, they [Nazis] came for the Jews. I was silent. I was not a Jew. Then they came for the Communists. I was silent. I was not a Communist. Then they came for the trade unionists. I was silent. I was not a trade unionist. Then they came for me. There was no one left to speak for me." (Martin Niemöller, given credit for a quotation in The Harper Religious and Inspirational Quotation Companion, ed. Margaret Pepper (New York: Harper & Row, 1989), 429 -as cited on page 44, note 17, of Religious Cleansing in the American Republic, by Keith A. Fornier, Copyright 1993, by Liberty, Life, and Family Publications.

Some versions have Mr. Niemöller saying: "Then they came for the Catholics, and I didn't speak up, because I was a Protestant"; other versions have him saying that they came for Socialists, Industrialists, schools, the press, and/or the Church; however, it's certain he DID say SOMETHING like this. Actually, they may not have come for the Jews first, as it's more likely they came for the prisoners, mentally handicapped, & other so-called "inferiors" first -as historians tell us -so they could get "practiced up"; however, they did come for them -due to the silence of their neighbors -and due in part to their own silence. So: "Speak up now or forever hold your peace!"-GWW

**Wed02AMay2018_1-18-0091_GMAC_NoticeOfAppearance.pdf**

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