

In the Appellate Court of Illinois, First District

Docket Number: 1-18-0091

GMAC Mortgage, LLC, Plaintiffs, vs. Gordon Wayne Watts, et. al., Defendants. <hr/> Gordon Wayne Watts, Appellant/Counter-Plaintiff, vs. Joseph Younes, Hon. Diane M. Shelley, Hon. James P. Flannery, et al., Counter-Defendants.) Appeal from the Circuit Court of Cook County, IL) County Department, Law Division)) Circuit Court Case No.: 2007-CH-29738) (Transfer into Law Division from Chancery))) Trial Judge: Hon. Diane M. Shelley (#1925)) Notice of Appeal date: Monday, 08 January 2018) Judgment Date: Wednesday, 07 December 2017) Date of Post-judgment Motion: None) Order: #5)) Supreme Court Rule(s) which confer(s) jurisdiction) upon the reviewing court: Ill.Sup.Ct. R.301, 303
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Motion – En Banc – for Extension of Time to file Record on Appeal

This matter comes before the Court on motion of Movant for extension of time to file the Record on Appeal.

Rule 326 addresses circumstances such as this: “Extensions of time for filing the record may be granted **by the reviewing court** or a judge thereof on motion made before the expiration of the original or extended time **or on motion filed within 35 days thereafter supported by a showing of reasonable excuse for failure to file the motion earlier.** The movant shall serve any motion for extension of time on the clerk preparing the record on appeal.” [Movant is doing so – see e.g., Service List.] Although the prior 2 motions for extension of time (on 3/16/2018 and 7/18/2018) were “late” insofar as they fell within the 35-day grace period provided by R.326, today’s motion is timely, to show proper respect for The Court and all parties: The July 25, 2018 order extended time to October 17, 2018, which is today, and thus not late. [This motion also seeks an *En Banc* reviewing court review, as the title indicates.]

The gravity of the case should be mentioned, first, as a recap, since a lot is at stake: [#1] Not only was a house taken from one elderly defendant, via title-theft, but he also lost hundreds of thousands of dollars of equity and was made homeless, all without getting paid a dime—and (most-importantly) no court has been able to “show cause” why this was legal, and the undersigned, in prior pleadings, even quoted Judge Otto’s 3/8/2013 ruling in the underlying Chancery case, in the which this associate judge, in so many words, admitted the existence of duplicate signature forgery fraud (which is a felony). Were this case to not be overturned & remanded, a grave injustice would be done, not even including [#2] the loss of interests by Intervenor, Gordon W. Watts, who has documented his vast interests (in his 7-7-2016

Intervention motion in the law division case), in that he is (similar to a mechanic's lien) owed large sums of monies. [#3] Lastly, This Court has—no disrespect meant—committed Clear Error and Manifest Error in its recent rulings, prompting motions in all 3 sister cases (1-18-0091, 1-18-0538, and 1-18-0572). Great harm would be done for *any* of the 3 reasons cited above, and grave harm for all three.

While Movant, Watts, is not an attorney, he nearly won the largest case in the last century—all by himself—doing better, even than then Gov. Jeb Bush, before the same panel, which may be verified by looking at that court's docket:

**** In Re: GORDON WAYNE WATTS (as next friend of THERESA MARIE 'TERRI' SCHIAVO)**, No. SC03-2420 (Fla. Feb.23, 2005), denied 4-3 on rehearing. (Watts got 42.7% of his panel) <http://www.FloridaSupremeCourt.org/clerk/dispositions/2005/2/03-2420reh.pdf>

**** In Re: JEB BUSH, GOVERNOR OF FLORIDA, ET AL. v. MICHAEL SCHIAVO, GUARDIAN: THERESA SCHIAVO**, No. SC04-925 (Fla. Oct.21, 2004), denied 7-0 on rehearing. (Bush got 0.0% of his panel before the same court) <http://www.FloridaSupremeCourt.org/clerk/dispositions/2004/10/04-925reh.pdf>

This would suggest that Watts' filings, and sincere allegations of grave missteps, may have some merit, and should be reviewed *En Banc*.

The mitigating circumstances which delayed filing of the Record on Appeal (some the fault of the court below, and some family-emergencies, which were unforeseen, and not the fault of Movant) were described in prior filings, and This Court graciously granted 2 extensions of time to file the record.

Reasons for Delay in filing the Record on Appeal: Movant, whose father recently passed away, received a very small inheritance, and had intended to use several thousand dollars of his own monies to pay for the Record on Appeal, since This Court (and the courts below) refused to grant a R.321 motion to limit the record to a manageable size, which Movant was willing to pay. However, right when he was about to do so, some crazy person drilled a half-inch drill into his vehicle's gas tank (presumably to steal gas, but this is very dangerous, risking a spark-induced explosion, which is why the adjective “crazy” was used in a legal filing above). This unforeseen turn of events (see EXHIBIT-A, police report) prompted Movant to upgrade his security system, which cost untold thousands of dollars, leaving Movant almost broke. (See EXHIBIT-B, bank records) Then, even if he would, otherwise, have been looking for a job, he was served an eviction notice (see EXHIBIT-C). Having to move mountains of personal belongings to help his mother move (she resides with him, in the wake of the death of Movant's father), precludes him from holding down a job for a few months, and this does not even account for the fact that he was working part-time for his father, who is now dead, and can no longer contribute charitable donations for part-time work. Thus, Movant is indigent within the meaning of Rule 311(a), and, as proof of that, This Court granted permission to proceed without payment of fees. But, since the lower courts did not obey the law (the same law governs both courts)m

and because Movant no longer had the several thousand dollars to prepare the “full” record—and because both the trial court and This Court refused a R.321 motion to limit the record to only that which was needed—something Movant might have been able to afford (as it was likely only several hundred dollars, not the estimated 2 or 3 grand for this very huge Record), the Due Process of this case ground to an abrupt halt. (The courts priced out the Movant, unable to pay an unreasonable fee, and thus no Record was prepared.)

This Court may wonder if Movant has made genuine attempts to prosecute this appeal. However, in communications with the Civil Appeals Division, Atty. Patricia A. O'Brien, Esq., Chief Deputy Clerk of that division, admitted that Movant had made many attempts to procure the record, in her email to the undersigned, when she said: “Good Morning Gordon, [line-break] As you know from our numerous prior discussions, the Civil Appeals Division does not prepare Records on Appeal unless the Request for Preparation of Record on Appeal form has been e-filed and the statutory fee paid.” (See EXHIBIT-D for O'Brien comments, and EXHIBIT-E for full thread)

This shows Movant was making genuine attempts to prosecute appeal, in spite of financial hardship. Her claims, however, that: “The Record on Appeal in this case will not be prepared by this Wednesday because you never filed your Request form,” are incorrect, as is documented in the follow-up replies (see EXHIBIT-E for full thread).

This Court is asked to extend the time to file the Record on Appeal, for those reasons above.

However, absent a miracle, no amount of time would be sufficient because Movant genuinely qualifies for indigent status, and thus court's denial of some amenities denies his day in court. Since it appears very unlikely that Daniggelis' attorney (Andjelko Galic) will refile the case by the statutory deadline in a few weeks (Judge Shelley granted his non-suit motion for voluntary dismissal with leave to refile within a year, in her 12/07/2017 Order), Movant's case is the only hope to get justice for both Movant (who has interests) and Daniggelis (the elderly fellow whose house/land & hundreds of thousands of documented dollars were stolen via title-theft mortgage fraud, and thereby made homeless). Moreover, This Court (in its June 16, 2016 Order, in file #:1-14-2751, a sister-appeal) royally chewed out Atty. Galic for his repeated failure to prosecute Daniggelis' appeal. Thus, it seems highly unlikely that Daniggelis (or Watts) will get justice if Watts' appeal is stricken or otherwise denied.

It is not without moment that This Court (in its 05/03/2018 Order in 1-18-0572, claimed that it lacked jurisdiction: “to allow Watts leave to intervene, grant a fee waiver, or to prepare the record on appeal & transmit to App. Ct. in this matter (1-18-0572). Motion denied.” (Hon. Daniel J. Pierce, JUSTICE, for the Court) That violates well-settled case law on Intervention by this Court (***City of Chicago v. John Hancock Mutual Life Ins. Co.*, 127 Ill.App.3d 140, 144 (1st Dist. 1984)**), as well as Rule 321, which expressly permits This Court to limit the record on appeal. While reasons may exist to demand a full record (perhaps This Court feels it needs the information), it is patently wrong to claim that This Court lacks appellate jurisdiction (both in

general, and as specifically granted by the case-law or Supreme Court rules above). Likewise, This Court (in its 09/28/2018 Order in 1-18-0538) claimed that: “this Cause is DISMISSED for lack of this Court's jurisdiction.” (Hon. Mary Anne Mason, Hon. Terrence J. Lavin, Hon. Michael B. Hyman, JUSTICES, for The Court) This clearly violates the ILLINOIS Constitution, which does indeed, grant This Court jurisdiction to entertain a Mandamus petition: SECTION 6 (APPELLATE COURT – JURISDICTION) of the IL Constitution expressly provides authority here in sentence 3 of that paragraph: “The Appellate Court may exercise original jurisdiction when necessary to the complete determination of any case on review,” which, of course, includes Mandamus actions. In fact, This Court, in permitted (and granted) Mandamus petitions in no less than *Gassman v. THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY* (1-15-1738) *Midwest Medical v. Dorothy Brown* (1-16-3230). How is this so, if This Court lacks jurisdiction over Mandamus actions? (*Ironically, these were 'Fee Recovery' cases, not unlike this case, insofar as Movant is being asked to pay enormously large Preparation of the Record on Appeal fees for which he is exempt, as his rights to Intervene and indigent status qualify him.*)

Then, in its earlier order on 08/28/2018, This Court (Hon. Daniel J. Pierce, Hon. Mary L. Mikva, Hon. John C. Griffin, JUSTICES, for The Court) dismissed 1-18-0572, the sister case, which appealed the Circuit Court's denial of fee waiver for preparation of the record. Since the court asked appellant to do the very thing he was appealing, this was a **“Catch-22” gotcha ruling, denying Due Process**. The Record on Appeal can't be prepared via Fee Waiver without winning the appeal. But the appeal can't proceed without prep of the very huge record, which was entirely unnecessary to address the simple question at law, here: Whether the lower courts erred in denying Intervention and therefore ruled appellant wasn't a party, entitled to fee waiver. In light of the other two rulings, which violate clear law, this is troubling.

In its 03/28/2018 Order, in 1-18-0091, This Court ordered appellant to: “direct inquiries on the content of the record on appeal to the Clerk of the Circuit Court of Cook County,” which he did in his 04/20/2018 filing before Judge Shelley. However, not only did she not enter an order granting procedural due process (namely, this motion asked for a R.321 order to limit the record to that which appellant could afford, as that was all that was needed), she did not enter an order at all. This was an additional, and grave, Due Process violation, as the judge clearly got the filing, the court stamp in it as proof. This filing is available from the lower court, or on Appellant's own online docket, directly linked here below – and included as EXHIBIT-F, below:

**https://GordonWatts.com/MortgageFraudCourtDocs/Fri20Apr2018_MotionClarification_07CH29738_LawDiv_Watts.pdf

or:

**https://gordonWAYNEwatts.com/MortgageFraudCourtDocs/Fri20Apr2018_MotionClarification_07CH29738_LawDiv_Watts.pdf

ARGUMENT: While courts are composed of judges and justices, who are human, and it is inappropriate to make fun of anyone's honest mistakes, nonetheless, the grave injustices above warrant an *En Banc* review. Indeed, the laws (case-law, Constitutional Law, Supreme Court rules, etc.) are “law,” and the courts should obey the law. On the other hand, when laws are enacted, it matters not whether they're “tall laws,” “short laws,” “fat laws,” or “skinny laws”: If

the laws are not obeyed and complied with by the sitting judiciary, this brings great dishonour and frustration to the court and litigants. Since Movant, tho indigent, has been shelling out big bucks to keep this appeal alive, and is willing to pay something, even tho he feels that he qualifies for a full “free scholarship” on Fee Waiver, This Court should recognise that Movant is making an honest effort to meet the court and parties halfway, and make their jobs as easy as possible. In fact, since the case for Summary Judgment, returning ownership of Daniggelis' house is so strong, This Court might save itself some time, headache, & man-hours, by simply ordering the limited record suggested in prior filings, and then issuing summary judgment on this case, and, more generally, reviewing policy on the missteps that occurred above, when the court did not comply with clearly-established Rules, case-law, Constitutional Provisions, etc.

Although it seems unlikely that Appellant, who is quite financially strapped, could pay the estimated several-thousand-dollar Record on Appeal fees to prepare the record, were he to somehow do so, he would be entitled to Mandamus relief, as the case-law above hold, and Mandamus would issue (from This Court or The IL Supreme Court) to compel reimbursement, because he qualifies for intervention, and (via poverty) for Fee Waiver. So, that being the case, why not grant relief now, so that we avoid that legal train wreck?

This Court also violated a direct command of the Illinois Supreme Court, here recently, in a related case:

[Date: 5/6/2015] No. 118434 - GMAC Mortgage, LLC, et al., respondents, v. Richard Daniggelis, petitioner. Leave to appeal, Appellate Court, First District. (1-14-2751)

Petition for leave to appeal denied.

In the exercise of this Court's supervisory authority, the Appellate Court, First District, is directed to vacate its order in GMAC Mortgage, LLC v. Daniggelis, case No. 1-14-2751 (09/24/14), denying Richard Daniggelis leave to file a late notice of appeal. The appellate court is instructed to allow Richard Daniggelis to file a late notice of appeal and hear the case. (27 N.E.3d 610 (2015))

Let's looks again at the ORDER rendered here: Notice that it doesn't say “hear” the case only if Atty. Galic files his merits briefs. Notice, please, it says to “hear the case.” Period. Now, no one will hold it against the appellate court judges for being human and getting side-tracked: **If This Court does not obey The Supreme Court's last order to hear the merits, four (4) parties will suffer harm:**

- (1) This Court will risk censure, embarrassment, & failure to obey the IL Supreme Court.
- (2) Mr. Daniggelis, who is elderly (about 80 or 81 at this time), was made homeless, *via title theft*.
- (3) Movant is owed monies as documented in Intervention filings, which need to be paid.
- (4) The Rule of Law would suffer, and who else would get denied a fair hearing, simply because he's a poor, out-of-state non-Lawyer?

Conclusion:

Movant is grateful for the kind patience of This Court in extending time twice already, but a failure to uphold the law for poor litigants who qualify for (because they can't afford) a Record on Appeal—and who legally (and morally) qualify for Intervention, would moot any extension of time. Therefore, This Court should review the record, and—on its own motion—permit a fair review of the merits of the case being appealed (whether it requires full prep of the Record or a limited R.321 Record as Movant suggests in prior filings).

There were so many blatant and obviously huge errors committed by This Court in the 3 sister-cases referenced (1-18-0091, 1-18-0538, and 1-18-0572), than an En Banc reconsideration is the only appropriate course to avoid a legal train wreck.

This Court might disagree with the requests made of it or disagree with the claims that This Court violated the law—and no disrespect is meant—but, if This Court disagrees with the legal analyses and/or the requests within the “four corners” of this brief, it should enlighten those on the outside as to why we are wrong via a clearer opinion, *En Banc*, after careful review.

Hopefully, however, the meager requests made with genuine intent to get justice, but not go overboard or destroy those who broke the law & executed title-theft, should be amenable to This Court, and to that end, Movant (supported by many others who are harmed by these title-theft thieves) moves This Court to execute justice after a careful review of the merits.

Respectfully submitted,

/s/Gordon Wayne Watts

Verification by Certification

I, Gordon Wayne Watts, the undersigned Movant, under penalties as provided by law pursuant to 735 ILCS 5/1-109, Section 1-109 of the ILLINOIS Code of Civil Procedure, hereby certify that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief, and, as to such matters, the undersigned certifies as aforesaid that he verily believes the same to be true: “Any pleading, affidavit or other document certified in accordance with this Section may be used in the same manner and with the same force and effect as though subscribed and sworn to under oath.” Source: 735 ILCS 5/1-109: <http://www.ILGA.gov/legislation/ilcs/documents/073500050K1-109.htm>

Nonetheless, This Court has on record several of my sworn, witnessed, and notarised affidavits, just to remove any and all doubt hereto.

Date: Wednesday, 17 October 2018

/s/Gordon Wayne Watts
Gordon Wayne Watts

INDEX TO THE EXHIBITS

<u>Instrument</u>	<u>Docket/Tab#</u>
** Police Report of vandalism, costing Appellant thousands of dollars	Exhibit-A
** Banks Records documenting claims of huge financial costs from this	Exhibit-B
** Eviction Notice & e-mail convo with Landlord	Exhibit-C
** Email convo with Civil Appeals Division documenting continued efforts of Appellant to Prepare the Record on Appeal	Exhibit-D
** Full thread of above conversation, including clerk of one judge	Exhibit-E
** Motion to lower court to prepare the record, and to limit the record via a Rule 321 motion, since record is very huge (according to both Dep. Clerk, Patricia O'Brien, who described it as "boxed" and Appellant, Watts, who described the enormously large docket posted by the clerk's office—which motion was court-stamped, docketed, and ignored by the circuit judge & not ruled on—at all.	Exhibit-F
** Last-known email addressed of Erika R. Rhone, one of the parties	Exhibit-G
** Auto-responder from one attorney, alleging she is quitting the firm, but included, since the court never granted her leave to withdraw, and showing why Appellant is e-serving the attorney named in her email	Exhibit-H
** E-mail exchange between Appellant and Attorney Carry Dolan, wherein she offers proof that their client has gotten leave of the court to withdraw, and asking Appellant to remove her from the Service List—which request was granted as it was properly-placed	Exhibit-I

NO. 1-18-0091

IN THE APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

GMAC Mortgage, LLC,) Appeal from the Circuit Court of Cook County, IL
Plaintiff)
vs.) No. 07 CH 29737
) (Transfer into Law Division from Chancery)
Gordon W. Watts, et. al.,)
Defendants) Hon. Diane M. Shelley, Judge Presiding

ORDER

This matter coming on to be heard on the motion of Movant, Gordon Wayne Watts, for an extension of time, and, notice having been given, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED that the time for filing the Record on Appeal is extended to February 18, 2019, and, pursuant to **Rule 311(b)** [Rule 311. Accelerated Docket, (b) Discretionary Acceleration of Other Appeals], this appeal is placed on accelerated track. Pursuant to Rule 311(b), “The motion [to expedite] shall be supported by an affidavit stating reasons why the appeal should be expedited,” and This Court notes that both the instant motion and prior pleadings by Appellant had either 'Verification' affirmations, or actual Sworn/Notarized affidavits, which compel The Court to accept at face value allegations that an accelerated appeal is necessary. [This court notes that Watts' claims on this head were never challenged as false.]

IT IS FURTHERMORE ORDERED that the trial court shall grant Movant's motion for Intervention, Grant his application for fee waiver, and prepare 'selected' items described below:

This court finds, per Rule 311(b), that it is warranted by the circumstances, and This Court now enters a ruling that the trial court prepare only the following supporting record prepared pursuant to Rule 328, consisting only the following lower court pleadings:

- **All lower court pleadings – and related “exhibits” – filed by Gordon Wayne Watts**
- **The 10/17/2007 Complaint to Foreclose Mortgage filed by GMAC**
- **The July 16, 2008 Motion for Extension of Time filed by CVLS for Daniggelis**
- **The July 30, 2008 Answer filed by CVLS on behalf of Daniggelis**
- **Two (2) “Answer” briefs, filed by Defendant, Joseph Younes, dated Oct 24, 2008**
- **The 2/15/2013 Answer filed by Atty. Galic on behalf of Daniggelis**
- **The 2/15/2013 and 3/8/2013 ORDERS by Judge Michael F. Otto**
- **The 5/6/2015 Supervisory ORDER by the IL Supreme Court, in the instant case [No. 118434, (27 N.E.3d 610 (2015))]**
- **The 8/8/2017 Motion to Reconsider filed by Atty. Galic for Daniggelis**
- **The 12/06/2017 Motion to Comply filed by Robert J. More**
- **The 12/07/2017 ORDERS by Judge Diane M. Shelley, from which Watts appeals**

ORDER – *GMAC v. Watts, et al.*, 1-18-0091 (ILLINOIS First Appellate Court)

The trial court shall prepare the Record on Appeal, with ONLY the items listed above (all the enumerated items, and ALL pleadings and related exhibits filed by Appellant, Gordon Wayne Watts), **and shall** place preparation of the selected records on “accelerated” track, **and shall** notify This Court when the record is prepared, **and transmit it instanter to This Court.**

After This Court makes the “selected” Record on Appeal, above, available to all litigants, it shall give ALL named parties ONE last opportunity, within thirty (30) days, to respond and to include anything relevant in the record (to make up for anything that was omitted for the sake of brevity), and to file ONE supporting brief, which complies with page and word-length requirements, citing to any supplemental record items.

Since the 'Record on Appeal' shall be less than 100% of the total record (due to time and space constraints), This Court deems it necessary, to satisfy Due Process, to give ALL parties opportunity to respond, and then This Court shall, if no counter arguments are raised, return Richard Daniggelis' house to him, with equitable damages awarded, by Summary Judgment. The “last chance” to file a brief, to grant fair Due Process to defendants, Joseph Younes, and other named defendants, shall be considered a chance to reply to a “Show Cause” order, This Court asking litigants to show cause why Daniggelis' house should not return to him.

Whether or not litigants file an 'answer' brief (this is optional), This Court **shall** review The Record (and any “one-time” briefs, submitted, as described above), **shall** consider the facts and law, **and shall render a decision**, in compliance with the 5/6/2015 Supervisory ORDER by the IL Supreme Court, in the instant case [No. 118434, (27 N.E.3d 610 (2015))].

The trial court shall speedily prepare the selected record, notify this court, and transmit it to this court by electronic means, on accelerated docket.

IT IS SO ORDERED.

Justice

Justice

Justice

Prepared by:
Gordon Wayne Watts
821 Alicia Road
Lakeland, FL 33801-2113
(863) 688-9880 (h), (863) 409-2109 (c)

In the Appellate Court of Illinois, First District

Docket Number: 1-18-0091

GMAC Mortgage, LLC,	) Appeal from the Circuit Court of Cook County, IL
Plaintiffs,	) County Department, Law Division
vs.)
	) Circuit Court Case No.: 2007-CH-29738
Gordon Wayne Watts, et. al.,) (Transfer into Law Division from Chancery)
Defendants.)
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Gordon Wayne Watts,) Trial Judge: Hon. Diane M. Shelley (#1925)
Appellant/Counter-Plaintiff,) Notice of Appeal date: Monday, 08 January 2018
vs.	) Judgment Date: Wednesday, 07 December 2017
	) Date of Post-judgment Motion: None
	) Order: #5
Joseph Younes, Hon. Diane M. Shelley,)
Hon. James P. Flannery, et al.,	) Supreme Court Rule(s) which confer(s) jurisdiction
Counter-Defendants.	) upon the reviewing court: Ill.Sup.Ct. R.301, 303

NOTICE OF FILING

To: See attached Service List

PLEASE TAKE NOTICE that today, Wednesday, 17 October 2018, I am causing to be filed with the ILLINOIS 1st Appellate Court my Motion for Extension of Time, Verification by Certification, Exhibits –with an Index to exhibits, Proposed Order, this NOTICE OF FILING, an updated/corrected SERVICE LIST, and my Certificate of Service, copies of which are attached hereto and herewith served upon you.

Respectfully submitted,

(Actual Signature, if served upon clerk)
Gordon Wayne Watts

/s/ *Gordon Wayne Watts*
(Electronic Signature)
Gordon Wayne Watts

Gordon Wayne Watts, *pro se* [Code: '99500' = Non-Lawer, *pro se*]
821 Alicia Road, Lakeland, FL 33801-2113
PH: (863) 688-9880 [home] or (863) 409-2109 [cell]
Web: <http://www.GordonWatts.com> / <http://www.GordonWayneWatts.com>
Email: Gww1210@aol.com / Gww1210@gmail.com

SERVICE LIST

* **1st District Appellate Court**, Clerk's Office, 160 North LaSalle St., Chicago, IL 60601 (312) 793-5484 , Office Hours: 8:30a.m.-4:30p.m., Mon-Fri, Excl. Holidays [**served by eFiling only, since this The Court no longer accepts paper filings**]

* **CIVIL APPEALS DIVISION: Cook County, IL Circuit Court**, 312-603-5406, Richard J. Daley Center, 50 West Washington St., Room 801, Chicago, IL 60602 – Attention: Deputy Chief, Patricia O'Brien, PAOBrien@CookCountyCourt.com Hours: 8:30a-4:30p, Mon-Fri, Excl. Holidays

* **Hon. Timothy C. Evans**, Chief Judge (Ph 312-603-6000, 4299, 4259 TTY: 6673) Circuit Court of Cook County, 50 W. Washington St., Room 2600, Richard J. Daley Center Chicago, IL 60602, Courtesy copy via: Timothy.Evans@CookCountyIL.gov [**served, as a courtesy, since he is not a party proper**]

* **Hon. James P. Flannery, Jr.**, Circuit Judge–Presiding Judge, Law Division 50 W. Washington St., Room 2005, Chicago, IL 60602, Ph:312-603-6343, Courtesy copy via: James.Flannery@CookCountyIL.gov [**served, as Judge Flannery is a defendant in the Mandamus proceedings**]

* **Law Division and Hon. Diane M. Shelley, Circuit Judge, Daley Center, 50 W. Washington St., Rm. 1912, Chicago, Illinois 60602** Law@CookCountyCourt.com ; ccc.LawCalendarW@CookcountyIL.gov ; Diane.Shelley@CookCountyIL.gov [**served, as Judge Shelley is a defendant in the Mandamus proceedings**]

* **Richard B. Daniggelis** [true owner of 1720] 312-774-4742, c/o John Daniggelis, 2150 North Lincoln Park West, Apartment #603, Chicago, IL 60614-4652 [**Not served, as Mr. Daniggelis has asked that service copies not be sent to him, which is permissible, since he has an attorney of record.**]

* **Richard B. Daniggelis** (who receives mail, via USPS mail-forwarding at his old address) 1720 North Sedgwick St., Chicago, IL 60614-5722 [**Not served, as Mr. Daniggelis has asked that service copies not be sent to him, which is permissible, since he has an attorney of record.**]

* **Andjelko Galic** (Atty. for Richard B. Daniggelis) (Atty#:33013) C:312-217-5433, Fx:312-986-1810, Ph:312-986-1510, AGForeclosureDefense@Gmail.com ; AndjelkoGalic@Hotmail.com 845 Sherwood Road, LaGrange Park, IL 60526-1547

* **Joe Younes**: 2625 West Farewell Avenue, Chicago, IL 60645-4522 JoeYounes@SbcGlobal.net

SERVICE LIST (continued)

- * **Joseph Younes** (Atty#:55351) Law Offices / <http://ChicagoAccidentAttorney.net>
312-635-5716, per website, Ph: 312-372-1122 ; 312-802-1122 ; Fax: 312-372-1408 E:
RoJoe69@yahoo.com 166 West WASHINGTON ST, Ste. 600, Chicago, IL 60602-3596

- * **Peter King (Atty. for Joseph Younes)** (Atty. No.: 48761)
(312) 780-7302 / (312) 724-8218 / Direct: (312) 724-8221
<http://www.KingHolloway.com/contact.htm> ; Attn: Peter M. King, Esq. PKing@khl-law.com or:
PKing@KingHolloway.com ; One North LaSalle Street, Suite 3040, Chicago, IL 60602

- * **Paul L. Shelton**, *Pro Se*, (Atty. #15323, disbarred per IARDC) E: PMSA136@Gmail.com ;
PLShelton@SBCGlobal.net – 3 Grant Square, SUITE #363, Hinsdale, IL 60521-3351

- * **Erika R. Rhone** 22711 Southbrook Dr., Sauk Village, IL 60411-4291, last known emails (see **Exhibit-G**) are as follows: ERRegi@mail2.tread.net, Erika.Rhone@SbcGlobal.net,
Erhone@Mindspring.com, Erika@GrandKahn.com, ErikaRhone@sbcglobal.net,
ER5526199@aol.com and per: https://www.FastPeopleSearch.com/ms-erika-r-rhone_id_G-5317261083665188477

- * **Rosa M. Tumialán** (RTumialan@Dykema.com) (312) 876-1700, DYKEMA GOSSETT PLLC, 10 South Wacker Drive, Suite 2300 Chicago, IL 60606-7407 [Attorney for Appellee, GMAC MORTGAGE LLC k/n/a BANK OF AMERICA, N.A. aka LaSALLE BANK NATIONAL ASSOCIATION aka U.S. BANK N.A., as trustee for Morgan Stanley Loan Trust 2006-16AX]

- * **Dawn Williams** (DWilliams@Dykema.com) (DPeacock@KentLaw.iit.edu) Note: Served to work address, as she has NOT been excused by Court as an attorney of record—but not served to personal email, as a courtesy, as she claims, via auto-responder email, to no longer work at DYKEMA. Phone: 616-776-7518, DYKEMA GOSSETT PLLC, 300 Ottawa Ave., N.W., Suite 700, Grand Rapids, MI 49503-2306 [Attorney for Appellee, GMAC MORTGAGE LLC k/n/a BANK OF AMERICA, N.A. aka LaSALLE BANK NATIONAL ASSOCIATION aka U.S. BANK N.A., as trustee for Morgan Stanley Loan Trust 2006-16AX]

- * **Atty. Justine A. Lewis, Esq.** (JLewis@Dykema.com), Senior Manager, Recruiting and Professional Development ** Note: Now included on service list per official email from Dykema – see **Exhibit-H**. Phone: 312-876-1700, FAX: 866-771-2154 or 312-876-1155, DYKEMA GOSSETT PLLC, 10 South Wacker Drive, Suite 2300, Chicago, IL 60606-7407 [Attorney for Appellee, GMAC MORTGAGE LLC k/n/a BANK OF AMERICA, N.A. aka LaSALLE BANK NATIONAL ASSOCIATION aka U.S. BANK N.A., as trustee for Morgan Stanley Loan Trust 2006-16AX] Chicago office address per: <https://www.Dykema.com/www.dykema.com/careers-associates-opportunities.html>

SERVICE LIST (continued)

* **Robert J. More** (Anselm45@Gmail.com) [Note: **More's** name is **misspelled** on docket as: “**MOORE ROBERT**”] P.O. Box 6926, Chicago, IL, 60680-6926, PH: (708) 317-8812 **[[Mr. More has made a formal request by email to receive service solely by email, and waives hard-copy service.]]**

* **Associated Bank, N.A.**, 200 North Adams Street, Green Bay, WI 54301-5142
Web: <https://www.AssociatedBank.com/about-us> PH: (920)433-3200, (800)236-8866, or (800)682-4989, Email address: WeCare@associatedbank.com per: view-source:<https://www.AssociatedBank.com/contact> and: ShareHolders@AssociatedBank.com per: <http://Investors.EquityApartments.com/drip.aspx?iid=100135> and ColleagueCare@AssociatedBank.com per: <https://AllHispanicJobs.com/s/find-associated-bank-jobs-in-usa>

* **MERS (Mortgage Electronic Registration Systems, Inc.)** <https://www.MersInc.org/about-us/about-us> a nominee for HLB Mortgage, (703) 761-0694 / (800)-646-MERS (6377) / 888-679-MERS (6377) ATTN: Sharon McGann Horstkamp, Esq., Corporate Counsel, Mortgagee: <https://www.MersInc.org/component/content/article/8-about-us/401-sharon-horstkamp> Senior Vice President, Chief Legal and Legislative Officer, and Corporate Secretary for MERSCORP Holdings, Inc. – PH: (703) 761-1270, FAX: (703) 748-0183, SharonH@MersInc.org ; SharonH@MersCorp.com Cc: Janis Smith, 703-738-0230, VP, Corp. Comm. is no longer with MersCorp, and Amy Moses (AmyM@MersCorp.com ; AmyM@MersInc.org) has replaced her as an email contact; Sandra Troutman 703-761-1274, E: SandraT@MersInc.org ; SandraT@MersCorp.com) Dir, Corporate Communications, Karmela Lejarde, Communications Manager, Tel~ 703-761-1274, Mobile: 703-772-7156, Email: KarmelaL@MersInc.org ; KarmelaL@MersCorp.com C/o: **MERS (Mortgage Electronic Registration Systems, Inc.), 1901 East Vorhees Street, Suite 'C', Danville, IL 61834-4512**

* **COHON RAIZES®AL LLP (90192) (Atty for STEWART TITLE ILLINOIS)**
Removed from service list, and not served, as the court excused them as parties—see **Exhibit-I**.

* **Stewart Title, Attn: Leigh Curry**
Removed from service list, and not served, as the court excused them as parties—see **Exhibit-I**.

* **Richard Indyke, Esq.** Atty. No. 20584, (RIndyke@SBCGlobal.net ; 312-332-2828 ; 773-593-1915 most recent “Attorney of record” for LaSalle Bank Natl. Assn.), 111 South Washington Ave., Suite 105, Park Ridge, IL 60068-4292 **[[Mr. Indyke claims to not represent any party in the instant appeal, but the undersigned can not find any more recent atty of record for defendant, LaSalle Bank, and reluctantly will keep Mr. Indyke on the service list, unless excused by The Court.]]**

In the Appellate Court of Illinois, First District

Docket Number: 1-18-0091

GMAC Mortgage, LLC,	)	Appeal from the Circuit Court of Cook County, IL
Plaintiffs,	)	County Department, Law Division
vs.))
Gordon Wayne Watts, et. al.,	)	Circuit Court Case No.: 2007-CH-29738
Defendants.	)	(Transfer into Law Division from Chancery)
<hr style="border-top: 3px double #000;"/>		
Gordon Wayne Watts,	)	Trial Judge: Hon. Diane M. Shelley (#1925)
Appellant/Counter-Plaintiff,	)	Notice of Appeal date: Monday, 08 January 2018
vs.	)	Judgment Date: Wednesday, 07 December 2017
Joseph Younes, Hon. Diane M. Shelley,	)	Date of Post-judgment Motion: None
Hon. James P. Flannery, et al.,	)	Order: #5
Counter-Defendants.	)	Supreme Court Rule(s) which confer(s) jurisdiction
<hr style="border-top: 3px double #000;"/>		
upon the reviewing court: Ill.Sup.Ct. R.301, 303		

CERTIFICATE AND AFFIDAVIT OF DELIVERY (aka: Certificate of Service)

* The undersigned **Defendant-Appellant, Gordon Wayne Watts**, hereby certifies under penalties of perjury as provided by law pursuant to 735 ILCS 5/1-109, that the above **Motion for Extension of Time, Verification by Certification, Index to exhibits, Proposed Order, NOTICE OF FILING, an updated/corrected SERVICE LIST, and this Certificate of Service, and attached EXHIBITS**, copies of which are attached hereto are being herewith served upon you—and upon the parties listed in the attached Service List, above – **today, this Wednesday, 17 October 2018**, via **the Odyssey eFileIL (TylerHost.net) Electronic Filing system** if they're e-file registered.

* I am NOT any parties via **First Class U.S. Postal Mail** –*as I customarily do (due to financial constraints), as Rule 11 does not require hard-copy service if email is used.*

* Additionally, I shall, when practically possible, post a TRUE COPY of this filing –and related filings –**online at my official websites, infra** –linked at the “Mortgage Fraud” story, dated Fri. 14 April 2017—see e.g., the “Open Source Docket” link in said news item.

* Lastly, I am concurrently effecting service via **e-mail**. ***Respectfully submitted,***

(Actual Signature, if served upon clerk)
Gordon Wayne Watts

/s/ Gordon Wayne Watts
(Electronic Signature)
Gordon Wayne Watts

Gordon Wayne Watts, *pro se* [Code: '99500' = Non-Lawer, *pro se*]
821 Alicia Road, Lakeland, FL 33801-2113
PH: (863) 688-9880 [home] or (863) 409-2109 [cell]
Web: <http://www.GordonWatts.com> / <http://www.GordonWayneWatts.com>
Email: Gww1210@aol.com / Gww1210@gmail.com

INDEX TO THE EXHIBITS

<u>Instrument</u>	<u>Docket/Tab#</u>
** Police Report of vandalism, costing Appellant thousands of dollars	Exhibit-A
** Banks Records documenting claims of huge financial costs from this	Exhibit-B
** Eviction Notice & e-mail convo with Landlord	Exhibit-C
** Email convo with Civil Appeals Division documenting continued efforts of Appellant to Prepare the Record on Appeal	Exhibit-D
** Full thread of above conversation, including clerk of one judge	Exhibit-E
** Motion to lower court to prepare the record, and to limit the record via a Rule 321 motion, since record is very huge (according to both Dep. Clerk, Patricia O'Brien, who described it as "boxed" and Appellant, Watts, who described the enormously large docket posted by the clerk's office—which motion was court-stamped, docketed, and ignored by the circuit judge & not ruled on—at all.	Exhibit-F
** Last-known email addressed of Erika R. Rhone, one of the parties	Exhibit-G
** Auto-responder from one attorney, alleging she is quitting the firm, but included, since the court never granted her leave to withdraw, and showing why Appellant is e-serving the attorney named in her email	Exhibit-H
** E-mail exchange between Appellant and Atty. Carry Dolan, wherein she offers proof that their client has gotten leave of the court to withdraw, and asking Appellant to remove her from the Service List—which request was granted as it was properly-placed	Exhibit-I