

David Martin,
Plaintiff

Case 1:22-cv-06296

VERIFIED COMPLAINT

Attorney General Kwame Raoul
Judge Gregory Emmett Ahern Jr.
Unnamed Cook County Clerks
Cook County

**United States District Court
Northern District of Illinois**

State and Zip Code: 60602

Phone: (312) 603-4808

E-Mail Address: CCC.DomRelCR1508@cookcountyil.gov

3. Unnamed Cook County Clerks individually

and in their official capacity

Street Address: 118 N. Clark Street

City and County: Chicago

State and Zip Code: IL 60602

Phone: (312) 443-5500

E-Mail Address: riskmgmt.genliability@cookcountyil.gov

4. Cook County

Street Address: 118 N. Clark Street

City and County: Chicago

State and Zip Code: IL 60602

Phone: (312) 443-5500

E-Mail Address: riskmgmt.genliability@cookcountyil.gov

YOU ARE HEREBY NOTIFIED That on April 4th 2023, I have electronically filed with the United States District Court for the Northern District of Illinois, a motion for entry of default. A true and correct copy of the pleading is attached hereto and served upon you.

**United States District Court
Northern District of Illinois**

PROOF OF SERVICE

The undersigned hereby certifies pursuant to Rule 5(b)(2)(E) of the Federal Rules of Civil Procedure that the aforesaid Notice and Motion was served on the above-named party at the address set forth above by ☒ e-mail from MartinvThompson@gmail.com; ☐ personal delivery; ☐ facsimile; ☐ in the U.S. Mail at 100 W. Randolph St., Chicago, IL 60601, with first-class postage prepaid on or before 5:00 p.m. April 4th 2023.

4/4/2023

David Martin

5332 S. Princeton

Chicago IL, 60609

773-893-0813

E-mail: MartinvThompson@gmail.com

David Martin

David Martin,
Plaintiff

V.

Attorney General Kwame Raoul
Judge Gregory Emmett Ahern Jr.
Unnamed Cook County Clerks
Cook County

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) Case 1:22-cv-06296
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MOTION FOR ENTRY OF DEFAULT

I, David Martin requests that the clerk of court enter default against Judge Gregory Emmett Ahern Jr. pursuant to Federal Rule of Civil Procedure 55(a). In support of this request, I rely upon the record in this case and the affidavit submitted herein.

4/4/2023

David Martin
5332 S. Princeton
Chicago IL, 60609
773-893-0813
E-mail: MartinvThompson@gmail.com

David Martin

David Martin,
Plaintiff

Attorney General Kwame Raoul
Judge Gregory Emmett Ahern Jr.
Unnamed Cook County Clerks
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1. I am the plaintiff in the above-entitled action and I am familiar with the file, records and pleadings in this matter.
2. The complaint was filed on 11/10/2022.
3. A summons was issued for the defendant Judge Gregory Emmett Ahern Jr. on 11/29/2022.
4. The defendant Judge Gregory Emmett Ahern Jr. was served with a copy of the summons and complaint on 12/20/22 (**Exhibit A**). As reflected on the docket sheet by the proof of service filed on 1/13/2023
5. An answer to the complaint was due on 2/10/2023

**United States District Court
Northern District of Illinois**

6. Judge Gregory Emmett Ahern Jr. has failed to appear, plead or otherwise defend within the time allowed and, therefore, is now in default.
7. I request that the clerk of court enter default against the defendant Judge Gregory Emmett Ahern Jr.

4/4/2023

David Martin

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David Martin

**United States District Court
Northern District of Illinois**

EXHIBIT A

SHERIFF'S OFFICE OF COOK COUNTY
AFFIDAVIT OF SERVICE

03697941

CASE NUMBER: 2022CV6296

MULT. SER.: 1

DOC. TYPE: SUMMONS

DIE DATE: 12/20/2022

RECEIVED DATE: 11/29/2022

FILED DATE: 11/29/2022

DIST: 602 DC

DEFENDANT: AHERN, GREGORY EMMETT JR
50 W WASHINGTON ST
CHICAGO, IL 60602
RM 1508**PLAINTIFF:** MARTIN, DAVID
ATTORNEY: DAVID MARTIN
5352 S PRINCETON
CHICAGO, IL 60609
773-893-0813

ATTACHED FEE AMT:

SERVICE INFORMATION: SERVE INDIVIDUALLY AND IN OFFICIAL CAPACITY

I CERTIFY THAT I SERVED THE DEFENDANT/RESPONDENT AS FOLLOWS:

- ___ **(1) PERSONAL SERVICE:** BY LEAVING A COPY OF THE WRIT/ORDER WITH THE DEFENDANT/RESPONDENT PERSONALLY, AND INFORMING DEFENDANT/RESPONDENT OF CONTENTS.
- ___ **(2) SUBSTITUTE SERVICE:** BY LEAVING A COPY OF THE SUMMONS AND COMPLAINT AT THE DEFENDANT'S USUAL PLACE OF ABODE WITH A FAMILY MEMBER OR PERSON RESIDING THERE, 13 YEARS OR OLDER, AND INFORMING THAT PERSON OF THE CONTENTS OF THE SUMMONS. ALSO, A COPY OF THE SUMMONS WAS MAILED TO THE DEFENDANT AT HIS OR HER USUAL PLACE OF ABODE ON
- ___ **(3) UNKNOWN OCCUPANTS:** BY LEAVING A COPY OF THE SUMMONS AND COMPLAINT NAMING "UNKNOWN OCCUPANTS" WITH A PERSON OF THE AGE OF 13 OR UPWARDS OCCUPYING SAID PREMISE.
- X **(4) CORP/CO/BUS/PART:** BY LEAVING THE APPROPRIATE NUMBER OF COPIES OF THE SUMMONS, COMPLAINTS, INTERROGATORIES, JUDGMENTS, CERTIFICATIONS AND NOTICES WITH THE REGISTERED AGENT, AUTHORIZED PERSON OR PARTNER OF THE DEFENDANT CORPORATION ___ COMPANY ___ BUSINESS ___ PARTNERSHIP ___
- ___ **(5) PROPERTY RECOVERED:** NO ONE PRESENT TO RECEIVE ORDER OF COURT. ORDER POSTED IN PLAIN VIEW.
- ___ **(6) S.O.S./D.O.I.:** BY LEAVING THE SUMMONS AND COMPLAINT WITH THE SECRETARY OF THE STATE/DIRECTOR OF INSURANCE OF THE STATE OF ILLINOIS, AN AGENT OF SAID DEFENDANT LISTED ABOVE. ANY AGENT OF SAID CORPORATION NOT FOUND IN THE COUNTY OF COOK.
- ___ **(7) CERTIFIED MAIL**
- **** COMPLETE THIS SECTION IF WRIT IS A THIRD PARTY CITATION/GARNISHMENT ****
- ___ **(8) AND BY MAILING ON THE** ___ DAY OF _____ 20___ A COPY OF THE THIRD PARTY GARNISHMENT/CITATION SUMMONS AND NOTICE TO THE JUDGMENT DEBTOR'S LAST KNOWN ADDRESS AS INDICATED IN THE NOTICE WITHIN (2) BUSINESS DAYS OF SERVICE UPON GARNISHEE/THIRD PARTY DEFENDANT.

THE NAMED DEFENDANT WAS NOT SERVED FOR THE GIVEN REASON BELOW:

- ___ (01) NO CONTACT ___ (05) WRONG ADDRESS ___ (09) DECEASED
- ___ (02) MOVED ___ (06) NO SUCH ADDRESS ___ (10) NO REGISTERED AGENT
- ___ (03) EMPTY LOT ___ (07) EMPLOYER REFUSAL ___ (11) OUT OF COOK COUNTY
- ___ (04) NOT LISTED ___ (08) CANCELLED BY PLAINTIFF ATTY ___ (12) OTHER REASON (EXPLAIN)

EXPLANATION:

WRIT SERVED ON: GREGORY E AHERN

SEX: Male

RACE: White

AGE: 50

THIS 9 DAY OF December 2022

TIME: 10:11:00 AM

THOMAS J. DART,

SHERIFF, BY: /S/ GIBSON, ANDY, Star # 11216, DEPUTY

ATTEMPTED SERVICES

DATE	TIME (AM/PM)	STAR#
12/6/2022	1:15:00 PM	11216
	:	
	:	
	:	

EVA362F



SHERIFF’S OFFICE OF COOK COUNTY
AFFIDAVIT OF SERVICE

03697941

CASE NUMBER: 2022CV6296

DEFENDANT:		AHERN, GREGORY EMMETT JR	PLAINTIFF:		MARTIN, DAVID
DATE		DEPUTY		STAR #	
12/6/2022 1:15:00 PM		GIBSON, ANDY		11216	

David Martin,
Plaintiff)
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)
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Attorney General Kwame Raoul)
Judge Gregory Emmett Ahern Jr.)
Unnamed Cook County Clerks)
Cook County)

I, David Martin request that the clerk of court enter default against defendant Judge Gregory Emmett Ahern Jr. pursuant to Federal Rule of Civil Procedure 55(a). It appearing from the record that the defendant has failed to appear, plead or otherwise defend, the default of defendant Judge Gregory Emmett Ahern Jr. is hereby entered pursuant to Federal Rule of Civil Procedure 55(a).

David Martin
5332 S. Princeton
Chicago IL, 60609
773-893-0813
E-mail: MartinvThompson@gmail.com

pg. 1

David Martin,
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V.

Attorney General Kwame Raoul
Judge Gregory Emmett Ahern Jr.
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CERTIFICATE OF SERVICE

I, David Martin certify that on 4/4/2023, I caused a copy of the Motion for Entry of Default, Affidavit in Support of Motion for Entry of Default and proposed Entry of Default to be placed in a postage-paid envelope addressed to the defendant Judge Gregory Emmett Ahern Jr. at the address 50 W. Washington St., Room 1508, Chicago Illinois, Cook County, Zip Code: 60602. Which is the last known address of the defendant, and deposited said envelope in the United States mail.

4/4/2023

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