

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT – CHANCERY DIVISION**

HUDSON INSTITUTE OF PROCESS)	
RESEARCH, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2022 L 006829
)	
ABIGAIL SCHULTZ and JOSHUA STURMAN,)	Cal. 14
)	
Defendants.)	

ORDER

THIS MATTER coming before the Court (the Honorable Judge Michael F. Otto) on October 11, 2023 at 10:30 a.m. for in person hearing on Defendants’ Combined Motion for Attorney’s Fees and Costs and Motion to Impose Rule 137 Sanctions on Plaintiff (the “Combined Motion”), the Court having reviewed all briefs submitted by the parties, having heard oral argument and otherwise being advised in the premises;

IT IS HEREBY ORDERED:

(1) The Court finds that Defendants are entitled to a fee award under the Illinois Citizen Participation Act, but not Illinois Supreme Court Rule 137 or the Illinois Trade Secrets Act.

(2) Based on the Illinois Appellate Court’s ruling in *Midwest Rem Enterprises, Inc. v. Noonan*, 2015 IL App (1st) 132488, ¶¶ 87-88, the Court concludes that the decision of *Kroot v. Shu B. Chan*, 2019 IL App. (1st) 181392, ¶ 11-12 does not limit Defendants’ fee award to the amount they have actually incurred.

(3) The Court adopts the spreadsheet attached as Exhibit K of Plaintiff's Response to the Combined Motion, and the objections contained therein, and reduces the fee award to Defendants by \$7,072.50.

(4) Pursuant to 735 ILCS 110/25, the Court enters a fee award in favor of Defendants and against Plaintiff in the amount of \$39,096.86.

(5) A separate order has been entered simultaneously with respect to Plaintiff's Motion for Reconsideration, which was also argued at today's hearing.

ENTERED: October 11, 2023

Honorable Judge Michael F. Otto

Order Prepared by:
FISH, POTTER, BOLAÑOS, P.C.
200 East Fifth Avenue, Suite 115
Naperville, Illinois 60563
Tel: 312.861.1800
Attorney No. 23522

~~Judge Michael F. Otto
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Circuit Court - 2065~~

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ORDER

THIS MATTER coming before the Court (the Honorable Judge Michael F. Otto) on October 11, 2023 at 10:30 a.m. for an in-person hearing on Plaintiff’s Motion for Reconsideration, the Court having reviewed all briefs and supplemental material submitted by the parties, having heard oral argument and otherwise being advised in the premises;

IT IS HEREBY ORDERED:

(1) The Court finds that Plaintiff has failed to provide newly discovered evidence, changes in the law or errors in the Court’s prior application of existing law, and accordingly, has not presented any valid basis for the Court to reconsider its April 20, 2023 Memorandum Opinion and Order.

(2) The Motion for Reconsideration is denied in its entirety and the April 20, 2023 Memorandum Opinion and Order shall stand.

(3) As all matters referred to this Court have been resolved, this case is remanded to the calendar of the Honorable Judge Claire J. Quish, Calendar 14, Chancery Division.

(4) A separate order has been entered simultaneously with respect to Defendants' Motion for Attorneys' Fees and Costs and Motion to Impose Rule 137 Sanctions on Plaintiff, which was also argued at today's hearing.

ENTERED: October 11, 2023

Honorable Judge Michael F. Otto

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