



May 2014

*Is the HOA involved in any litigation, mediation, arbitration or other dispute resolution process?*

- A lawsuit has been filed by a resident seeking compensation for damages allegedly incurred as a result of an incident on a passenger elevator at 111 E. Chestnut. (Norma Jean Williams vs. 111 E. Chestnut Condominium Assoc., Otis Elevator Company, and Draper & Kramer, Inc., Cook County Circuit Court Case no. 2013L002139). The lawsuit has been tendered to the Association's insurance carrier for coverage and defense.
- A lawsuit has been filed by a resident who alleges that the Board imposed illegal fines against him. (Michael Boucher vs. 111 E Chestnut Condominium Association, Cook County Circuit Court Case No. 2013 CH 24832). A dismissal for want of prosecution was entered in this matter on April 17, 2014. The lawsuit was tendered to our insurance carrier for coverage and defense.
- A lawsuit has been filed by a patron of the parking garage who alleges that she slipped and fell on spilled paint on the 7th floor garage elevator vestibule. (Danielle Meier vs. 111 E Chestnut Condominium Association, *et al.*, Cook County Circuit Court Case No. 2014 L 1312). The lawsuit is in its beginning stages and has been tendered to our insurance carrier for coverage and defense.
- A lawsuit has been filed by a resident and former board member who alleges various breaches of fiduciary duties and defamation as a result of Plaintiff's interactions with the defendants. (Brian Connolly vs. Milazzo, *et al.*, Cook County Circuit Court Case No. 2012 L 8489). The lawsuit has been tendered to the Association insurance carrier for coverage and defense.
- A lawsuit has been filed by a resident and former board member who alleges that the Board failed to enforce certain rules and has otherwise selectively enforced the rules to his detriment. (Brian Connolly vs. Milazzo, *et al.*, Cook County Circuit Court Case No. 2013 CH 24252). A motion to dismiss the Second Amended Complaint has been filed in this matter, which is in the process of being briefed. A hearing is scheduled thereon in June.