

Search Results (62)

Search Query: adv: ILCS "Illinois Supreme Court Rule" "Ill. S. Ct. R." (Supreme /2 Court /2 Rule) /s 323 /p evidence /s pertinent /s issue appeal

Jurisdiction: Illinois (State & Fed.)

Content: Cases

Delivery Details

Delivery Date: October 17, 2023 at 10:40 AM

Delivered By: Alphonse Talarico

Client ID: PAUL R. DULBERG

Sort By: Relevance

Comment:

1. In re Marriage of Bernstein

Appellate Court of Illinois, Second District. | April 14, 2023 | Not Reported in N.E. Rptr. | 2023 IL App (2d) 210623-U

¶ 1 Held: Because respondent failed to provide us with transcripts from certain hearings on petitioner's counterpetition to modify maintenance, we lack any basis to find that the trial **court** abused its discretion in finding a substantial change of circumstances justifying a retroactive modification of maintenance. Furthermore, respondent's...

...of proceedings prepared in accordance with Rule 323." Pursuant to **Illinois Supreme Court Rule 323** (eff. July 1, 2017), "The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." ¶ 58 It is well established that it is the...

2. ABN AMRO Mortgage Group, Inc. v. Bryant

Appellate Court of Illinois, First District, FIRST DIVISION. | September 29, 2017 | Not Reported in N.E. Rptr. | 2017 IL App (1st) 160751-U

¶1 Held: Appellant's brief suffers from several **Illinois Supreme Court Rule** 341 (eff. Feb. 6, 2013) deficiencies that prevent us from reaching the merits of its claims. ¶2 Defendant Chicago Title Land Trust Company as Trustee under Trust No. 127632 dated May 10, 2001 (the Trust, or defendant), **appeals** from a mortgage...

...appellant must preserve the record. Relevant to the instant case, **Illinois Supreme Court Rule** 321 provides that "[t]he record on appeal shall also include...

...of proceedings or bystander's report prepared in accordance with Rule **323**." Ill. S. Ct. R. 321 (eff. Feb. 1, 1994). In...

3. Abbas v. Williams

Appellate Court of Illinois, First District, Fourth Division. | September 24, 2015 | Not Reported in N.E.3d | 2015 IL App (1st) 150171-U

¶ 1 Held: Plaintiff's **appeal** dismissed, where she failed to comply with the **Illinois Supreme Court Rules** governing appellate procedure, and failed to provide a legal and factual basis to support her claims of error. ¶ 2 Plaintiff pro se Clara Abbas brought an action against Iva Williams, Sheila Finkel, Lieberman Management Services, Inc....

...certified report of proceedings or acceptable substitute as provided by **Illinois Supreme Court Rule 323** See Ill. S.Ct. R. 323(a) (eff.Dec.13, 2005) (the report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**; within the time for filing the docketing statement the appellant...

...settlement, approval, and certification for inclusion in the record on **appeal**); R. 323(d) (in lieu of a transcript, the parties...

4. In re Marriage of Epting

Appellate Court of Illinois, First District. | **December 07, 2012** | **2012 IL App (1st) 113727** | **994 N.E.2d 535**

FAMILY LAW - Jurisdiction. **Evidence** of residency was sufficient to support finding that trial **court** had subject matter jurisdiction in dissolution action.

...2d 91 ¶34 A.Incomplete Record [8] ¶35 **Illinois Supreme Court Rule 323(a)** provides that “[t]he report of proceedings shall include all **evidence pertinent** to the **issues** on **appeal**.” Ill. S.Ct. R. 323(a) (eff. Dec. 13, 2005). Rule...

...party claiming error, to provide a record sufficiently including all **evidence pertinent** to the **appeal** and preserving for review all matters necessary for a disposition...

5. Davidson v. Flach

Appellate Court of Illinois, First District, Third Division. | **June 15, 2022** | **Not Reported in N.E. Rptr.** | **2022 IL App (1st) 210512-U**

¶ 1 Held: We affirm the trial **court's** grant of defendants’ motion in limine No. 6, where plaintiffs, as appellants, have failed to provide a sufficient record on **appeal** to determine whether the **court** abused its discretion in granting the motion. ¶ 2 As Gary and Nanci Davidson's (plaintiffs) medical malpractice lawsuit against Dr....

...plaintiffs constitute violations of our supreme court rules. For instance, **Illinois Supreme Court Rule 321** (eff. Oct. 1, 2021) provides that “[t]he record on...

...as “any report of proceedings prepared in accordance with Rule **323**.” In turn, **Illinois Supreme Court Rule 323(a)** (eff. July 1, 2017) provides, in part, that “[t]he report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**.” The rule further provides that, “[i]f no verbatim transcript of...

6. Thompson v. Jones

Appellate Court of Illinois, First District, Second Division. | September 26, 2023
Not Reported in N.E. Rptr. | 2023 IL App (1st) 221183-U

¶ 1 Held: Trial **court's** judgment in favor of the plaintiff for breach of contract is affirmed where the record on **appeal** does not include a transcript of the trial **court** proceedings and the **court's** denial of defendant's motion for reconsideration of the judgment was not an abuse of discretion. ¶ 2 Plaintiff, Theodore Thompson, filed a...

...also include any report of proceedings prepared in accordance with [**Illinois Supreme Court**] **Rule 323**); see **Ill. S. Ct. R. 323(a)** (eff. July 1, 2017) ("A report of proceedings may...

...her] decision[.] *** The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**."); see also **Ill. S. Ct. R. 323(c), (d)** (eff. July 1, 2017) ("If no verbatim transcript of the **evidence** of proceedings is obtainable[,], the appellant may prepare a proposed...

7. In re B.L.

Appellate Court of Illinois, Fourth District. | February 07, 2020 | Not Reported in N.E. Rptr. | 2020 IL App (4th) 190629-U

¶ 1 Held: The appellate **court** affirmed, concluding the trial **court's** fitness and best-interest findings were not against the manifest weight of the **evidence**. ¶ 2 In September 2019, the trial **court** terminated the parental rights of respondent mother, Autumn W., as to her son, B.L. (born October 11, 2017). Respondent father is not a party...

...to submit a complete record to this court. ¶ 32 **Illinois Supreme Court Rule 323(a)** provides "A report of proceedings may include evidence, oral...

...on appeal. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." **Ill. S. Ct. R. 323(a)** (eff. July 1, 2017). Rule **323** , like the other **supreme court rules** governing appeals, is not a mere suggestion. [Citation.] Rather, the...

8. People v. Holland

Appellate Court of Illinois, Second District. | December 20, 2022 | Not Reported in N.E. Rptr. | 2022 IL App (2d) 210752-U

¶ 1 Held: There was sufficient **evidence** for a reasonable jury to infer that defendant touched the victim's breasts for the purpose of his sexual gratification or arousal; the trial **court** properly denied defendant's motion to suppress his written pretrial statement where he was not in custody and signed a Miranda form; and the prosecutor's...

...must be resolved against the appellant. The State also cites **Illinois Supreme Courts Rules** of **Illinois Supreme Court Rule** 321 (eff. Oct. 1, 2021) and Rule **323** (eff. July 1, 2017). **Ill. S. Ct. R.** 321 (requiring the record on appeal to contain, inter alia "any report of proceedings prepared in accordance with Rule **323**...

...his decision, ***. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." ¶ 45 We agree with the State that the burden...

9. Phillips v. Northwestern Memorial Hospital

Appellate Court of Illinois, First District, FIFTH DIVISION. | **December 22, 2017**
| **Not Reported in N.E. Rptr.** | **2017 IL App (1st) 170347-U**

¶1 Held: Affirming the judgment of the circuit **court** of Cook County in favor of the hospital defendant in a medical negligence action where (i) the trial **court** did not err in permitting the defendant to utilize testimony from a prior trial without a formal adoption or disclosure under **Illinois Supreme Court Rule** 213; (ii)...

...Ill. 2d 418, 428 n. 4 (2008) As provided in **Illinois Supreme Court Rule** **323(a)** , the "report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." **Ill. S. Ct. R. 323** Absent an adequate record regarding the trial court's consideration and...

10. Tim's Snowplowing, Inc. v. Southpoint Nursing and Rehabilitation Center, LLC

Appellate Court of Illinois, First District, SIXTH DIVISION. | **March 29, 2019**
| **Not Reported in N.E. Rptr.** | **2019 IL App (1st) 180476**

¶ 1 Held: In this breach of contract case, we affirm the judgment entered in favor of the defendant following trial. The plaintiff-appellant failed to submit a sufficient record on **appeal** for this **court** to review the **issues** presented. Additionally, the appellant's brief omitted material required by the **Illinois Supreme Court Rules**. ¶ 2 In...

...and had a sufficient factual basis. Id. ¶ 9 Under **Supreme Court Rule** **323(a)** , the report of proceedings consists of "evidence, oral rulings...

...it desires to have incorporated in the record on appeal." **Ill. S. Ct. R. 323(a)** (eff. July 1, 2017). Further, the report of proceedings "shall include all the **evidence pertinent** to the **issues** on **appeal**." Id. If a verbatim transcript is unavailable, the appellant may...

11. Owens v. Illinois State Police

Appellate Court of Illinois, First District, Third Division. | **December 21, 2022**
| **Not Reported in N.E. Rptr.** | **2022 IL App (1st) 211284-U**

¶ 1 Held: We affirm the circuit **court's** decision denying petitioner relief from the **Illinois** State Police's denial of his application for a Firearm Owners Identification card where petitioner failed to provide a sufficient record of the proceedings on **appeal**. ¶ 2 Petitioner Orlando Owens **appeals** from a circuit **court** order, entered after...

...part of the record on appeal any report of proceedings (**Ill. S. Ct. R. 321** (eff. Oct. 1, 2021)) containing transcripts he wishes to be included in the record (**Ill. S. Ct. R. 323(a)** (eff. July 1, 2017)). The report of proceedings should include "all the **evidence pertinent** to the **issues** on **appeal**," such as "oral rulings of the trial judge." Id. In...

...may file a bystander's report or agreed statement of facts. **Ill. S. Ct. R. 323(c), (d)** (eff. July 1, 2017); Nunez v. C&C...

12. In re Marriage of Chval

Appellate Court of Illinois, Second District. | **September 12, 2018** | **Not Reported in N.E. Rptr.** | **2018 WL 4373002**

¶1 Held: The orders setting the amount of petitioner's child support arrearage, requiring him to contribute to respondent's attorney fees, and denying his motion to re-open proofs were affirmed where petitioner failed to provide a record that was sufficient to permit review of the challenged orders. ¶2 Petitioner, Keith G....

...party wishes to have incorporated into the record on appeal. **Ill. S. Ct. R. 321 Ill. S. Ct. R. 323(a)** (eff. July 1, 2017). To that end, the report of proceedings "shall include all the **evidence pertinent** to the **issues** on **appeal**." **Ill. S. Ct...**

...Alternatively, litigants are free to stipulate to the material facts. **Ill. S. Ct. R. 323(d)** (eff. July 1, 2017). ¶26 The failure to...

13. People v. Irvin

Appellate Court of Illinois, First District, FIRST DIVISION. | **December 14, 2020**
| **Not Reported in N.E. Rptr.** | **2020 IL App (1st) 180272-U**

¶ 1 Held: The record does not establish that the trial **court** failed to comply with **Illinois Supreme Court Rule** 431(b) (effective July 1, 2012) or that defense counsel provided ineffective assistance of counsel by presenting an incomplete offer of proof of witness's proposed testimony at trial. ¶ 2 On June 21, 2017, a jury convicted Dion...

...92 (1984) The report of proceedings must include "all the **evidence pertinent** to the **issues** on **appeal**." **Ill. S. Ct. R. 323**(a) (eff. July 1, 2017). If a verbatim transcript is...
...a bystander's report or an agreed upon statement of facts. **Ill. S. Ct. R. 323**(c) (eff. Dec. 13, 2005). ¶ 22 Any doubts that...

14. CitiMortgage, Inc. v. Smith

Appellate Court of Illinois, First District, Second Division. | July 31, 2018 | Not Reported in N.E. Rptr. | 2018 IL App (1st) 170387-U

¶1 Held: The trial **court** did not abuse its discretion in confirming the sale of a home in a foreclosure action. ¶2 Victor Smith **appeals** the trial **court's** final order confirming the sale of his home in a foreclosure action brought by CitiMortgage. We consider this **appeal** despite procedural errors and a missing trial **court**...

...Co. , 374 Ill. App. 3d 974, 979 (2007) ; see also **Ill. S. Ct. R. 321** (eff. July 30, 1979) (record on **appeal** shall include reports of proceedings prepared); **Ill. S. Ct. R. 323**(a) (eff. Jan. 1, 1970) (report of proceedings shall include "all the **evidence pertinent** to the **issues** on **appeal**...

15. In re Commitment of Holt

Appellate Court of Illinois, Fifth District. | April 27, 2018 | Not Reported in N.E. Rptr. | 2018 IL App (5th) 150367-U

Held: The circuit **court's** order is affirmed where a Frye hearing was not necessary on the respondent's mental condition; the **court** did not abuse its discretion in granting the State's motion in limine to bar respondent's counsel from introducing **evidence** or eliciting statements concerning the **court's** previous denial of the Frye hearing; the State...

...is not contained in the record on appeal. Pursuant to **Illinois Supreme Court Rule 323** , if "no verbatim transcript of the **evidence** of proceedings is obtainable the appellant may prepare a proposed...

...including recollection," and the proposed report "shall include all the **evidence pertinent** to the **issues** on **appeal**." Ill. S.Ct. R. 323(a), (c) (eff. July 1, 2017...

16. Coners v. Caldwell

Appellate Court of Illinois, First District, Fourth Division. | **August 11, 2022**
| **Not Reported in N.E. Rptr.** | **2022 IL App (1st) 210697-U**

¶ 1 Held: The trial **court's** judgment is affirmed where there is an incomplete record to review its judgment after a trial. ¶ 2 Plaintiff Carol Coners **appeals** the trial **court's** judgment in favor of defendants on plaintiff's breach of lease claim. The trial **court** entered its judgment after a trial and found that the amendment to the...

...validity of the purported amendment to the lease. ¶ 17 **Illinois Supreme Court Rule** 321 provides that the "record on appeal shall also include any report of proceedings prepared in accordance with Rule **323**." Ill. Sup. Ct. R. 321 (eff. Oct. 1, 2021). Rule...

...323 mandates that the report of proceedings include "all the **evidence pertinent** to the **issues** on **appeal**." Ill. Sup. Ct. R. 323 (eff. July 1, 2017). Finally...

17. In re Marriage of Trifkovic and Trifkovic

Appellate Court of Illinois, First District, Second Division. | **February 07, 2017**
| **Not Reported in N.E. Rptr.** | **2017 IL App (1st) 153518-U**

¶1 Held: The trial **court** did not err in holding petitioner in default for failing to appear at **court** hearings, or in ordering petitioner to contribute to his daughter's college expenses. ¶2 Srdjan Trifkovic **appeals** from the trial **court's** order dissolving his marriage to Mirjana Trifkovic and ordering him to contribute...

...Co. , 374 Ill. App. 3d 974, 979 (2007) ; see also **Ill. S. Ct. R.** 321 (eff. July 30, 1979) (record on **appeal** shall include reports of proceedings prepared); **Ill. S. Ct. R. 323(a)** (eff. Jan. 1, 1970) (report of proceedings shall include "all the **evidence pertinent** to the **issues** on **appeal**...

18. Burk v. Julen

Appellate Court of Illinois, Fourth District. | **August 08, 2013** | **Not Reported in N.E.2d** | **2013 IL App (4th) 120932-U**

¶ 1 Held: The pro se appellant, who filed a one-paragraph opening brief, failed to provide a brief in compliance with **Illinois Supreme Court Rules** and failed to

provide a report of the trial **court** proceedings, foreclosing review of his substantive claims. ¶ 2 In October 2007, plaintiffs, Neal E. and Kimberly Burk, filed a complaint for...

...533, 755 N.E.2d 515, 521–22 (2001) ¶ 14 **Illinois Supreme Court Rule 323**(a) (eff.Dec.13, 2005) mandates the record on appeal contain...

...eff.Dec.13, 2005). The report must also “include all the **evidence pertinent** to the **issues** on **appeal**.” Ill. S.Ct. Rule 323(a) (eff.Dec.13, 2005). A “report...

19. McDermott v. Sharma

Appellate Court of Illinois, Third District. | **January 21, 2014** | **2014 IL App (3d) 130089-U** | **2014 WL 260290**

¶ 1 Held: In a wrongful death case, a jury returned a general verdict in favor of the doctor and the medical group. On **appeal**, the appellate **court** affirmed because the plaintiff did not file a report of proceedings with the record, which prevented the appellate **court** from reviewing the plaintiff's allegations of error. ¶ 2 The plaintiff,...

...error. Foutch v. O'Bryant, 99 Ill.2d 389, 391 (1984) **Illinois Supreme Court Rule 323**(a) (eff.Dec.13, 2005) provides that “[t]he report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**.” ¶ 18 With the exception of two short excerpts from...

20. Glinos v. Glinos

Appellate Court of Illinois, First District, Second Division. | **September 13, 2016** | **Not Reported in N.E.3d** | **2016 IL App (1st) 143222-U**

¶ 1 Held: The trial **court's** denial of petitioner's motion to vacate and her motion to supplement her petition to vacate is affirmed. Petitioner was represented by counsel at all crucial stages. ¶ 2 Georgiana Glinos **appeals** from the circuit **court's** order denying her motion to vacate the judgment for dissolution of her marriage to James...

...appellant must preserve the record. Relevant to the instant case, **Illinois Supreme Court Rule 321** provides that “[t]he record on appeal shall also include...

...of proceedings or bystander's report prepared in accordance with Rule **323**.” Id. In turn, Rule 323(a) requires the report of proceedings to “include all the **evidence pertinent** to the **issues** on **appeal**.” Ill. S.Ct. R. 323(a) (eff.Sept.23, 1996). Pursuant to...

■ **21. Benford v. Everett Commons, LLC**

Appellate Court of Illinois, First District, Fifth Division. | March 28, 2014 | Not Reported in N.E.3d | 2014 IL App (1st) 130314-U

¶ 1 Held: The trial **court's** order entering a directed verdict in favor of defendant on property damages is affirmed. The jury verdict is affirmed. The case is remanded for correction of the **court's** order entering judgment for defendant where the jury found for plaintiff. Plaintiff's motion asserting defendant should pay the costs associated...

...O'Bryant, 99 Ill.2d 389, 391 (1984) To that end, **Illinois Supreme Court Rule 323(a)** provides that "[t]he report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." **Illinois Supreme Court Rule 323(a)** (eff.Dec.13, 2005). Illinois Supreme Court Rule 329 provides...

22. In re Marriage of Haertling

Appellate Court of Illinois, Fifth District. | June 07, 2018 | Not Reported in N.E. Rptr. | 2018 IL App (5th) 160261-U

¶1 Held: The circuit **court's** finding that there had not been a substantial change in circumstances that would warrant modification of child support was against the manifest weight of the **evidence**. ¶2 The petitioner, Carri Haertling (Carri), filed a postjudgment motion, requesting that her ex-husband, the respondent, Jason...

...had the burden to provide a sufficient record, including all **evidence pertinent** to the **appeal**. Murphy v. Chestnut Mountain Lodge, Inc. , 124 Ill. App. 3d...

...decision. Murphy , 124 Ill. App. 3d at 510 Pursuant to **Illinois Supreme Court Rule 321** (eff. Feb. 1, 1994), "[t]he record on appeal shall...

23. People v. Lee

Appellate Court of Illinois, Fourth District. | June 24, 2013 | Not Reported in N.E.2d | 2013 IL App (4th) 120955-U

¶ 1 Held: The trial **court** did not abuse its discretion in sentencing defendant to 18 months' conditional discharge. ¶ 2 In May 2012, defendant, Dong Guel Lee, pleaded guilty to driving under the influence of alcohol (DUI) (625 **ILCS** 5/11–501(a)(2) (West 2010)) as part of a plea agreement with the State. In July 2012, the trial **court**...

...156, 298 Ill.Dec. 201, 839 N.E.2d 524, 531 (2005) **Illinois Supreme Court Rule 323(a)** (eff.Dec.13, 2005) provides the appellant has the responsibility to ensure the

record on **appeal** contains a report of proceedings, a bystander's report, or an agreed statement of facts including all the **evidence pertinent** to the **issues** on **appeal** (see Ill. S.Ct. Rs. 323(c), (d) (eff.Dec.13, 2005...

24. People v. Burnside

Appellate Court of Illinois, First District, Second Division. | September 08, 2020
| Not Reported in N.E. Rptr. | 2020 IL App (1st) 170119-U

¶ 1 Held: We affirm the circuit **court's** summary dismissal of defendant's postconviction petition where it failed to state the gist of a constitutional claim that (1) her guilty plea was not voluntarily made, and (2) she was denied her right to the effective assistance of counsel. ¶ 2 Pursuant to a 2003 negotiated plea agreement, defendant...

...report of proceedings from the September 2003 plea hearing. See **Ill. S. Ct. R.** 321 (eff. Feb. 1, 1994) (the record on **appeal** shall contain a report of proceedings prepared in accordance with Rule **323**); **Ill. S. Ct. R. 323(a)** (eff. July 1, 2017) (report of proceedings may include...

...submitting it desires to have incorporated in the record on **appeal** and shall include all the **evidence pertinent** to the **issues** on **appeal**). However, defendant's failure has not inhibited our ability to review...

25. Takova v. Mihov

Appellate Court of Illinois, First District, Third Division. | February 27, 2013
| Not Reported in N.E.2d | 2013 IL App (1st) 120330-U

¶ 1 Held: Where father seeking review of denial of his request to modify child support payments failed to provide record of hearing, appellate **court** cannot evaluate reasoning of trial **court**; the judgment of the trial **court** was affirmed. ¶ 2 Respondent Stoycho Mihov **appeals** the trial **court's** denial of his petition to vacate, modify or...

...to support a modification in the amount of child support. **Illinois Supreme Court Rule 323(a)** (eff.Dec.13, 2005) provides that the appellant has the responsibility for providing "all **evidence pertinent** to the **issues** on **appeal**." Here, the judge who entered the October 17 order also...

26. TIB Co. v. Martinez-Rupp

Appellate Court of Illinois, First District, First Division. | December 12, 2011

| Not Reported in N.E.2d | 2011 IL App (1st) 100443-U

¶ 1 Held: (1) This **court** lacked jurisdiction to review an order sanctioning a nonparty to the **appeal**. (2) In the absence of a transcript of the hearing on the plaintiff's motion for extension of time, the circuit **court's** denial of the motion was not an abuse of discretion. (3) The plaintiff's failure to comply with **Illinois Supreme Court Rules...**

...Rules ¶ 19 A. Rule 323(a) ¶ 20 Under **Illinois Supreme Court Rule 323(a)** "the appellant has the responsibility to ensure that the record on **appeal** contains a report of proceedings that includes 'all the **evidence pertinent** to the **issues** on **appeal**.' In re Marriage of Thomsen, 371 Ill.App.3d 236, 241...

27. In re Marriage of Lemke-Craffey and Craffey

Appellate Court of Illinois, Second District. | June 20, 2011 | Not Reported in

N.E.2d | 2011 WL 10453896

Pro se respondent, John Craffey, **appeals** from the trial **court's ruling** on his petition to reduce child support payments to petitioner, Doreen Lemke-Craffey, and from the trial **court's** subsequent order denying his motion for reconsideration. For the reasons that follow, we affirm. On June 30, 2009, the trial **court** dissolved the marriage of the...

...record contains a report of proceedings that includes "all the **evidence pertinent** to the **issues** on **appeal**." Ill. S.Ct. R. 323(a) (eff.Dec.13, 2005). If a...

...of facts. Ill. S.Ct. R. 323(d) (eff.Dec.13, 2005). **Illinois Supreme Court Rule 323** (eff.Dec.13, 2005), like the other **supreme court rules** governing appeals, is not a mere suggestion. See Hall v...

28. Lugo v. Perez

Appellate Court of Illinois, First District, THIRD DIVISION. | January 20, 2021

| Not Reported in N.E. Rptr. | 2021 IL App (1st) 192095-U

¶ 1 Held: Where record on **appeal** was inadequate to determine whether the trial **court** abused its discretion in denying a post-judgment motion, the **ruling** was affirmed. ¶ 2 Rosemary Lugo's former tenant, Eduardo Perez, **appeals** from a trial

court order denying his motion to vacate an eviction judgment. Perez contends the **court** failed to...

...a) requires the report of proceedings to "include all the **evidence pertinent** to the **issues** on **appeal**." **Ill. S. Ct. R. 323**(a) (eff. Sept. 23, 1996). ¶ 10 Rule 323(c...

29. Dell'Armi Builders, Inc. v. Johnston

Appellate Court of Illinois, First District, Third Division. | June 22, 1988 | 172 Ill.App.3d 144 | 526 N.E.2d 409

Lessor brought action against lessees for rent and other damages. The Circuit **Court**, Cook County, Angelo D. Mistretta, J., held that lessees were not constructively evicted when they abandoned leased premises and failed to pay rent after abandonment and held that lessor was not entitled to attorney fees. **Appeal** and cross **appeal** were...

...3d 838, 846, 66 Ill.Dec. 478, 443 N.E.2d 1 **Illinois Supreme Court Rule 323**(a) describes the report of proceedings to be included in the record on appeal. The rule provides, in **pertinent** part: "A report of proceedings may include **evidence**, oral rulings of the trial judge, a brief statement of...

...submitting it desires to have incorporated in the record on **appeal**. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." 107 Ill.2d R. 323(a) See also Supreme Court...

30. Long v. Delmar E. Ladage and Betty J. Ladage Revocable Living Trust, Dated May 8, 2009

Appellate Court of Illinois, Fourth District. | June 05, 2012 | Not Reported in N.E.2d | 2012 IL App (4th) 110918-U

¶ 1 Held: The trial **court** did not err in granting plaintiff's motion for summary judgment where, in the absence of adequate **evidence** to the contrary, the public land survey system descriptions in the parties' deeds controlled the boundaries of the parties' land. ¶ 2 Defendants, Delmar E. Ladage and Betty J. Ladage, **appeal** the trial...

...Ill.2d 144, 156, 839 N.E.2d 524, 531 (2005) **Illinois Supreme Court Rule 323**(a) (eff.Dec.13, 2005) provides the appellant has the responsibility to ensure the record on **appeal** contains a report of proceedings, a bystander's report, or an agreed statement

of facts including all the **evidence pertinent** to the **issues** on **appeal** (see Ill. S.Ct. Rs. 323(c), (d) (eff.Dec.13, 2005...

31. McCarthy v. Dillon's Dental Services, L.L.C.

Appellate Court of Illinois, First District, Third Division. | June 26, 2013 | Not Reported in N.E. Rptr. | 2013 IL App (1st) 122221-U

HEALTH - Malpractice. Dental practice was vicariously liable for the negligent acts of dentist working as an independent contractor.

...entire original common law record and any report of proceedings. **Illinois Supreme Court Rule 323** (eff.Dec.13, 2005) requires the report of proceedings to include all of the **evidence pertinent** to the **issues** on **appeal**. In an appeal, the appellant must present a sufficiently complete...

32. Estate of Durbin

Appellate Court of Illinois, Fourth District. | November 15, 2019 | Not Reported in N.E. Rptr. | 2019 IL App (4th) 190199-U

¶ 1 Held: The appellate **court** affirmed, concluding that (1) the trial **court** did not err by denying petitioners' request that the administrator be charged interest, (2) petitioners waived any claim they were entitled to punitive damages, and (3) the award of \$500.41 to the estate's attorney was not manifestly erroneous. ¶ 2 Decedent,...

...87 N.E.3d 338 ¶ 52 We also note that **Illinois Supreme Court Rule 323** (eff. July 1, 2017) requires the report of proceedings filed in the appellate court to include all of the **evidence pertinent** to the **issues** on **appeal**. "[A]n appellant has the burden to present a sufficiently complete...

33. In re Estate of Tharbs

Appellate Court of Illinois, First District, Fifth Division. | June 30, 2015 | Not Reported in N.E.3d | 2015 IL App (1st) 143079-U

¶ 1 Held: Where plaintiff's mother, Evia, had been adjudicated a disabled person, where a number of her adult children and professional services had served as the guardian of her person and estate, where plaintiff sought to recover missing assets

in the guardianship estate for a disabled person after Evia's death and not the decedent's estate,...

...persuasive, and we affirm the probate court's decision. ¶ 45 **Illinois Supreme Court Rule 323**(a) (eff.Dec.13, 2005) provides that the appellant is responsible for providing a record on **appeal**, which “shall include all the **evidence pertinent** to the **issues** on **appeal**.” “We are permitted to take cognizance of and to decide...

34. Munizzi v. UBS Financial Services, Inc.

Appellate Court of Illinois, First District, SIXTH DIVISION. | **November 19, 2021**
| **2021 IL App (1st) 201237** | **202 N.E.3d 358**

SECURITIES REGULATION — Arbitration. Public policy exception did not apply to arbitral award in favor of former employee, a registered broker, against former employer, a broker-dealer.

...this court with a complete record of the arbitration hearing. **Illinois Supreme Court Rule 323**(a) (eff. July 1, 2017) requires that the record on **appeal** “include all the **evidence pertinent** to the **issues** on **appeal**.” However, as noted above, UBS did not provide a complete...

35. In re Z.D.

Appellate Court of Illinois, First District, FOURTH DIVISION. | **June 28, 2018**
| **Not Reported in N.E. Rptr.** | **2018 IL App (1st) 172596-U**

¶1 Held: Dismissed for lack of jurisdiction because the order at **issue** was not a final and **appealable** order, and because no other exception applied to allow Respondent to **appeal**. ¶2 Respondent, Jerry D., pro se **appeals** the circuit **court's** order allowing Petitioner, Frederica K., to relocate the parties' minor daughters, Z.D....


...certified report of proceedings or acceptable substitute as provided by **Illinois Supreme Court Rule 323** See Ill. S.Ct. R. 323(a) (eff. July 1, 2017) (“The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal** ” Ill. S.Ct. R. 323(c) “If no verbatim transcript of the **evidence** of proceedings is obtainable the appellant may prepare a proposed...

36. People v. Ruzecki

Appellate Court of Illinois, Second District. | **November 06, 2020** | **Not Reported in N.E. Rptr.** | **2020 IL App (2d) 190084-U**

¶ 1 Held: The trial **court** did not commit procedural or evidentiary errors requiring reversal. The State produced sufficient **evidence** to find defendant guilty of domestic battery. The section of the statute under which defendant was charged and convicted is not unconstitutionally vague or overbroad as applied to him. ¶ 2 Following a jury...

...well. These omissions in the record are in contravention of **Illinois Supreme Court Rule 323(a)** (eff. July 1, 2017) ("The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." We note that the appellant bears the burden of providing...

 **37. Benford v. Everett Commons, LLC**
Appellate Court of Illinois, First District, Fifth Division. | May 02, 2014 | 2014 IL App (1st) 130314 | 10 N.E.3d 354

LITIGATION - Damages. Replacement cost of destroyed property was not equivalent to fair market value at time of loss.

...Ill.Dec. 823, 459 N.E.2d 958 (1984) To that end, **Illinois Supreme Court Rule 323(a)** provides that "[t]he report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**." Ill. S.Ct. R. 323(a) (eff. Dec. 13, 2005). Illinois...

38. In re Marriage of Kirk
Appellate Court of Illinois, First District, Third Division. | November 23, 2011
| Not Reported in N.E.2d | 2011 IL App (1st) 110830-U

¶ 1 Held: The trial **court** had jurisdiction to hear a petition normally filed pursuant to section 2–1401 of the **Illinois** Code of Civil Procedure (735 **ILCS** 5/2–1401 (West 2010)) that was substantively a motion to enforce a judgment for dissolution of marriage. ¶ 2 This is an **appeal** of the circuit **court's** dismissal of a motion...

...does not provide rules for report of proceedings. ¶ 13 **Illinois Supreme Court Rule 323(a)** (eff.Sept.23, 1996) states in **pertinent** part, "A report of proceedings may include **evidence**, oral rulings of the trial judge, a brief statement of...

...submitting it desires to have incorporated in the record on **appeal**." "An appellant has the burden to present a sufficiently complete...

39. City of Markham v. Billups-Dryer

Appellate Court of Illinois, First District, Fourth Division. | March 24, 2022 | Not Reported in N.E. Rptr. | 2022 IL App (1st) 200555-U

¶ 1 Held: The trial **court's** issuance of a judicial deed to the City of Markham after finding the property to be abandoned is affirmed. ¶ 2 In this **appeal**, defendant Andrea Billups-Dryer (Billups-Dryer) challenges the trial **court's** issuance of a judicial deed for property identified by property index number 28-23-427-037-0000 in...

...determining what is properly before the reviewing court.” ¶ 80 **Illinois Supreme Court Rule 323** provides: “A report of proceedings may include evidence, oral rulings... on appeal. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**.” ¶ 81 Our supreme court's rules are not “mere suggestions...

40. People v. Ruiz

Appellate Court of Illinois, First District, FIFTH DIVISION. | December 31, 2020 | Not Reported in N.E. Rptr. | 2020 IL App (1st) 191360-U

¶ 1 Held: The dismissal of the defendant's postconviction petition at the second stage of proceedings is affirmed where the defendant did not make a substantial showing of ineffective assistance of counsel; the trial **court** did not abuse its discretion in denying the defendant's discovery request. ¶ 2 The defendant-appellant, Michael Ruiz,...

...Ill. 2d 389, 391–92 (1984) An adequate record on **appeal** includes report of proceedings, a bystander's report, or an agreed statement of facts including all the **evidence pertinent** to the **issues** on **appeal**. **Ill. S. Ct. R. 323** (eff. July 1, 2017). In the absence of an adequate...

41. In re Marriage of Gabriel and Shamoun

Appellate Court of Illinois, First District, Fourth Division. | March 31, 2020 | 2020 IL App (1st) 182710 | 157 N.E.3d 992

FAMILY LAW — Child Support. Trial **court** plainly erred in calculating parties' respective net incomes for child support purposes by failing to account for maintenance award.

...party.” Id. The report of proceedings should “include all the **evidence pertinent** to the **issues** on **appeal**.” **Ill. S. Ct. R. 323(a)** (eff. July 1, 2017). Here, the record on appeal...

📄 **42. Heaver v. Ward**

Appellate Court of Illinois, Second District. | February 07, 1979 | 68 Ill.App.3d 236 | 386 N.E.2d 134

Suit arose out of automobile accident. The Circuit **Court**, Lake County, Robert McQueen, J., entered judgment on a verdict in favor of defendant. Thereafter, plaintiff moved for a mistrial, alleging that the verdict was based at least in part on consideration of materials not properly admitted in **evidence**. Plaintiff's motion was denied, and plaintiff...

...612(3) k. Manner, form, and requisites in general. Where **issue** presented by **appeal** from order denying motion for mistrial was whether jury had engaged in misconduct, testimony of the jurors was “**evidence pertinent**” to the **issue** and, therefore, transcripts of posttrial interviews with the jurors should have been certified as part of the record on **appeal**. **Supreme Court Rules, rules 323**...

...have been certified as part of the record on appeal. **Supreme Court Rules 323(a)** and **323(b)** Ill.Rev.Stat.1977, ch. 110A, P **323(a)** and P **323(b)**) provide that: “(a) Contents. A report of proceedings may...

43. Murphy v. Chestnut Mountain Lodge, Inc.

Appellate Court of Illinois, First District, Fifth Division. | May 25, 1984 | 124 Ill.App.3d 508 | 464 N.E.2d 818

Plaintiff, injured while skiing, brought action against ski lodge owner alleging negligence and strict liability. The Circuit **Court**, Cook County, Louis A. Wexler, J., directed verdict on negligence count and entered judgments for ski lodge owner on strict liability count, and plaintiff **appealed**. The Appellate **Court**, Sullivan, J.,...

...party claiming error, to furnish record which, in accordance with **Supreme Court Rule** presents all **evidence pertinent to issues** on **appeal** and sufficiently preserves for review all matters necessary for a disposition thereof. S.H.A. ch. 110A, ¶ **323(a)** [2] 30 Appeal and Error 30XVI Review 30XVI(F...

...claiming error, to furnish a record which, in accordance with **Supreme Court Rule 323(a)** presents “all **evidence pertinent to the issues** on **appeal**” (73 Ill.2d R. **323(a)**) and sufficiently preserves for review all matters necessary for...

44. Chuck's Rentals, Inc. v. Ledbetter

Appellate Court of Illinois, Fifth District. | September 13, 2011 | Not Reported in N.E.2d | 2011 IL App (5th) 100473-U

¶ 1 Held: Where defendant failed to present a report of the proceedings supporting her contentions of error, this **court** must presume that the circuit **court's** judgment comported with the law and had a sufficient factual basis, and the **court's** judgment in favor of plaintiff is affirmed. ¶ 2 Defendant, Jo Ann Ledbetter, **appeals** from the...

...389, 394, 459 N.E.2d 958, 960 (1984) ¶ 14 **Supreme Court Rule 323**(a) (eff.Dec.13, 2005) provides that "all the **evidence pertinent** to the **issues** on **appeal** " must be included in the report of proceedings. If no...

...available, an appellant may prepare a bystander's report pursuant to **Supreme Court Rule 323**(c) (eff.eff.Dec. 13, 2005), which, if certified by the circuit...

45. Olson v. Fleetwood

Appellate Court of Illinois, Second District. | November 12, 1969 | 116 Ill.App.2d 411 | 254 N.E.2d 271

Plaintiff brought suit for injuries arising out of automobile collision. After verdict in favor of plaintiff, she made post-trial motion for new trial as to damages only. The Circuit **Court**, DeKalb County, Cassius Poust, J., denied motion, and plaintiff **appealed**. The Appellate **Court**, Abrahamson, J., held that award of \$2,500 in favor of plaintiff...

...Kinsell cases were all decided prior to the effect of **Supreme Court Rule 323**(a) Ill.Rev.Stat.1967, ch. 110A, par. **323**(a)) which provides: 'A report of proceedings may include evidence...

...on appeal. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**.' A footnote to the rule inserted by the Rules Committee...

46. Schultz v. Siddens

Appellate Court of Illinois, Fifth District. | December 06, 1989 | 191 Ill.App.3d 622 | 548 N.E.2d 87

Motorcyclist injured in collision with tractor brought action against tractor driver and his employer. The Circuit **Court**, Crawford County, James V. Hill, J., entered judgment

for defendants, and motorcyclist **appealed**. In separate **appeal** all parties contested order requiring each side to pay **court** reporter fees for transcription of...

...paid to the court reporters. The defendants argue that under **Supreme Court Rule 323(a)** 107 Ill 2d R **323(a)**) the plaintiff was responsible for the entire costs of the transcripts. **Supreme Court Rule 323(a)** provides: "A report of proceedings may include evidence *** and...

...on appeal. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**. Within 14 days after the filing of the notice of...

🚩 **47. Adams v. Sarah Bush Lincoln Health Center**

Appellate Court of Illinois, Fourth District. | **January 23, 2007** | **369 Ill.App.3d 988** | **874 N.E.2d 100**

HEALTH - Evidence. Doctor could not cross-examine patient's treating physician regarding standard of care because this was outside scope of direct examination.

...In general. An incomplete record is a violation of the **Supreme Court rules**, which require that the record on **appeal** include all the **evidence pertinent** to the **issues** on **appeal**. Sup.Ct.Rules, Rule **323(a)** [3] 30 Appeal and Error 30X Record 30X(A...

...An incomplete record is a violation of the supreme court **rules**. **Supreme Court Rule 323(a)** requires that the record on **appeal** "shall include all the **evidence pertinent** to the **issues** on **appeal**." 134 Ill.2d R. 323(a) It is the appellants...

🚩 **48. Schultz v. Republic Ins. Co.**

Appellate Court of Illinois, First District, Fifth Division. | **May 18, 1984** | **124 Ill.App.3d 342** | **464 N.E.2d 767**

Insureds brought action for amounts allegedly due under homeowner's policy for fire damage to their residence. The Circuit **Court**, Cook County, James A. Geroulis, J., entered judgment on jury verdict in favor of insurer, and insureds **appealed**. The Appellate **Court**, Sullivan, J., held that: (1) insureds' challenges to trial **court's** refusal of one...

...and interrogatories in question. In support thereof, it relies on **Supreme Court Rules 323(a)** and 366(b)(2)(iii) , which provide that the report of proceedings must include all **evidence pertinent** to the **issues** on **appeal** (87 Ill.2d R. **323(a)**), and that "[a] party may not urge as error...

49. In re Village of Oak Brook, DuPage County

**Appellate Court of Illinois, Second District. | March 14, 1968 | 91 Ill.App.2d 27
| 234 N.E.2d 555**

Annexation proceeding. The Circuit **Court**, DuPage County, William Guild, J., denied all objections and found that petition conformed to statute, and objectors **appealed**. The Appellate **Court**, Thomas J. Moran, J., held that petition which sought annexation of territory to a village but on which no action had been taken for more than six months was...

...general. (Formerly 30k907(4) Appellant must give reviewing court all the **evidence pertinent** to the **issues** raised by him, and if he does not do so...

...presume that the trial judge was correct in his ruling. **Supreme Court Rules, rule 323(c)** S.H.A. ch. 110A, § **323(c)** [8] 268 Municipal Corporations 268I Creation, Alteration, Existence, and...

50. Higgins Bros., Inc. v. Associated Services, Inc.

**Appellate Court of Illinois, First District, Sixth Division. | October 21, 2016
| Not Reported in N.E.3d | 2015 IL App (1st) 153025-U**

¶ 1 Held: In this property damage subrogation case, we affirm the judgment entered on the jury's verdict in favor of the defendant. We also affirm the order denying the plaintiffs' posttrial motion. The plaintiffs-appellants failed to submit a sufficient record on **appeal** for this **court** to review the **issues** presented. ¶ 2 Plaintiffs...

...and had a sufficient factual basis. Id. ¶ 17 Under **Supreme Court Rule 323(a)**, the report of proceedings consists of "evidence, oral rulings...

...2005). Further, the report of proceedings "shall include all the **evidence pertinent** to the **issues** on **appeal**." Id. If a verbatim transcript is unavailable, the appellant may...

51. In re Marriage of Thomsen

**Appellate Court of Illinois, Second District. | January 17, 2007 | 371 Ill.App.3d
236 | 872 N.E.2d 1**

FAMILY LAW - Child Support. Father was not entitled to the name of the college his daughter was attending for which he was paying certain costs.

...respondent has failed to submit a complete record to this **court**. **Supreme Court Rule 323(a)** (Official Reports Advance Sheet No. 2 (January 18, 2006), R. **323(a)** , eff. December 13, 2005) provides that the appellant has the responsibility to ensure that the record on **appeal** contains a report of proceedings that includes “all the **evidence pertinent** to the **issues** on **appeal**.” If a court reporter's transcript of the relevant proceedings is...

52. In re Marriage of Thomas

Appellate Court of Illinois, Fifth District. | **March 10, 2011** | **Not Reported in N.E.2d** | **2011 WL 10501274**

The petitioner, Debra Ann Thomas, **appeals** from the judgment of the circuit **court** of White County reducing the child support obligation of the respondent, Robert Lee Thomas, and from its order finding her in indirect civil contempt of **court**. We affirm. The parties' marriage was dissolved on September 17, 2001. Pursuant to the marital settlement...

...the trial court, it is not a valid bystander's report. **Supreme Court Rule 323(a)** (eff.Dec. 13, 2005) provides that the appellant has the responsibility to ensure that the record on **appeal** contains a report of proceedings, a bystander's report, or an agreed statement of facts including all the **evidence pertinent** to the **issues** on **appeal**. Rule 323 is not a mere suggestion but has the...

53. Ladenheim v. McCormick

Appellate Court of Illinois, Fifth District. | **November 28, 1978** | **66 Ill.App.3d 188** | **383 N.E.2d 751**

Landowner sued for decree declaring that slurry deposits on his property belonged to him and to enjoin defendants from entering on the premises and removing any portion of the slurry located thereon. The Circuit **Court**, Jackson County, Bill F. Green, J., rendered judgment for the landowner and defendant **appealed**. The Appellate **Court**, Eberspacher, P....

...enough evidence to permit a review of the issues presented. **Supreme Court Rule 323(a)** requires that the report of proceedings “shall include all the **evidence pertinent** to the **issues** on **appeal**.” We cannot review the findings of the lower court absent...

54. Gross v. Ward

Appellate Court of Illinois, First District, Sixth Division. | March 21, 2014 | Not Reported in N.E.3d | 2014 IL App (1st) 121573-U

¶ 1 Held: Where respondent failed to present a complete and sufficient record on **appeal**, the trial **court** is presumed to have acted in conformity with the law. ¶ 2 Petitioner, Shaneetra Gross, filed a civil action under the **Illinois** Domestic Violence Act of 1986 (IDVA) seeking an order of protection against respondent, Gayle Ward. On...

...we must address the status of the record on appeal. **Supreme Court Rule 323(a)** (eff.Dec.13, 2005) provides that the appellant has the responsibility to ensure that the record on **appeal** contains a report of proceedings, a bystander's report, or an agreed statement of facts including all the **evidence pertinent** to the **issues** on **appeal**. Rule 323 is not a mere suggestion, but has the...

55. Jackson v. Naffah

Appellate Court of Illinois, First District, Fifth Division. | February 05, 1993 | 241 Ill.App.3d 1043 | 609 N.E.2d 958

WITNESSES - Impeachment. Proper foundation was not laid for impeachment of witness testimony.

...submitted fail to apprise this court of all of the **evidence pertinent** to the **issues** on **appeal**, as required by **Supreme Court Rule 323(a)** Ill.Rev.Stat.1991, ch. 110A, par. 323(a)) Defendants also...

56. Teitelbaum v. Reliable Welding Co.

Appellate Court of Illinois, Second District. | May 10, 1982 | 106 Ill.App.3d 651 | 435 N.E.2d 852

Defendant **appealed** from ex parte judgment entered by the Circuit **Court**, DuPage County, Robert Cox, J., for \$6,867.50 in favor of plaintiff and dismissal of defendant's counterclaim and the trial **court's** order denying its motion to vacate that judgment. The Appellate **Court**, Reinhard, J., held that: (1) defendant did not make a proper request for...

...15] [16] The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**. (73 Ill.2d R. 323(a); Ladenheim v. McCormick (1978...

...a substitute for a report of proceedings in compliance with **Supreme Court Rule 323** (73 Ill.2d R. **323** ; see Belcher v. Spillman (1975), 28 Ill.App.3d 973, 329...

57. Smida v. Lake Ridge Building Co.

Appellate Court of Illinois, First District, First Division. | March 09, 2015 | Not Reported in N.E.3d | 2015 IL App (1st) 142283-U

¶ 1 Plaintiff Mondher Smida filed a complaint against defendants Lake Ridge Building Company (Lake Ridge) and Ed Nolan (Nolan), alleging breach of contract concerning the repair and remodeling of plaintiff's property. Defendants filed a small claims counterclaim for breach of contract against plaintiff, alleging plaintiff owed them \$10,000 for...

...citing Foutch v. O'Bryant, 99 Ill.2d 389 , 39192 (1984)). **Supreme Court Rule 321** (eff.Feb.1, 1994) provides that the record on appeal...

...include any report of proceedings prepared in accordance with Rule **323**. Rule 323(a) requires the report of proceedings to include all the **evidence pertinent** to the **issues** on **appeal**. Ill. S.Ct. R. 323(a) (eff.Dec.13, 2005). These rules...

58. Bank of Illinois v. Thweatt

Appellate Court of Illinois, Fourth District. | February 18, 1994 | 258 Ill.App.3d 349 | 630 N.E.2d 121

Medical Malpractice. Defendant could call patient's treating physicians without disclosing them as experts.

...Adams' discovery deposition, and (3) his post-trial motion. [8] **Supreme Court Rule 323(a)** provides that "[t]he report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**. (Emphasis added.) (134 Ill.2d R. 323(a)) A properly...

59. State Farm Mut. Auto. Ins. Co. v. Rios

Appellate Court of Illinois, First District, First Division. | September 14, 2015 | Not Reported in N.E.3d | 2015 IL App (1st) 142156-U

¶ 1 Held: Garnishee in a garnishment action provided an incomplete record on **appeal** to support its claim of trial error and, thus, there is no basis upon which to

overturn the trial **court's** judgment at trial. ¶ 2 Following a bench trial, the circuit **court** of Cook County found in favor of plaintiff State Farm Mutual Automobile Insurance...

...on appeal. Ill. S.Ct. R. 321 (eff.Feb.1, 1994). Under **Supreme Court Rule 323**(a) , the report of proceedings “shall include all the **evidence pertinent** to the **issues** on **appeal**.” Ill. S.Ct. R. 323 (eff.Feb.1, 1994). “If no verbatim...

60. In re Marriage of Ziegler

Appellate Court of Illinois, First District, First Division. | **July 07, 2014** | **Not Reported in N.E.3d** | **2014 IL App (1st) 123353-U**

¶ 1 Held: Where appellant alleged error with respect to value of savings account included in marital dissolution judgment, the record was insufficient to facilitate review of the judgment or denial of appellant's subsequent motion to vacate where record did not include any transcript from proceedings at entry of judgment, memoranda in support...

...a) requires the report of proceedings to “include all the **evidence pertinent** to the **issues** on **appeal**.” Ill. S.Ct. R. 323(a) (eff.Sept.23, 1996). Pursuant to...

...Marriage of Thomsen, 371 Ill.App.3d 236, 241 (2007) Rule **323** , like the other **supreme court rules** governing appeals, is not a mere suggestion” but “has the...

61. Nika v. Danz

Appellate Court of Illinois, Fourth District. | **June 28, 1990** | **199 Ill.App.3d 296** | **556 N.E.2d 873**

Former client brought legal malpractice action alleging that attorney was negligent by failing to file personal injury action for injuries suffered when client was moving barrel in course of work. The Circuit **Court**, Sangamon County, Simon L. Friedman, J., entered judgment on jury verdict for attorney, and client **appealed**. The...

...the report of proceedings.” (107 Ill.2d R. 239(c) **Supreme Court Rule 323** states: “(a)Contents; Preparation. A report of proceedings may include...

...on appeal. The report of proceedings shall include all the **evidence pertinent** to the **issues** on **appeal**. (b)Certification and Filing. A report of proceedings shall be...

62. In re Prince M.

Appellate Court of Illinois, First District, Fifth Division. | September 30, 2014

| Not Reported in N.E.3d | 2014 IL App (1st) 132086-U

¶ 1 Held: (1) Where the trial **court** was not modifying a prior permanent custody order and the **evidence** supported the **court's** determination that the mother should have custody of the minor child, the **court** properly applied section 602 of the **Illinois** Marriage and Dissolution of Marriage Act in its custody determination and its decision was not...

...any documentary exhibits offered and filed by any party.” Id. **Supreme Court Rule 323** provides that the report of proceedings “shall include all the **evidence pertinent** to the **issues** on **appeal**,” but allows for a bystander's report or an agreed statement...
