

From: Paul Dulberg Paul_Dulberg@comcast.net 

Subject: Draft - Added outline for history section

Date: January 6, 2024 at 6:14 PM

To: Tom Kost tkost999@gmail.com

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Counsel for Defendants-Appellees

PREAMBLE:

Much of the matter that follows can be characterized as a snowballing effect caused by fraud committed by officers of the court. Currently there are nine (9) related ARDC investigations pending (#2023INO2517, #2023INO2518, #2023INO3135, #2023INO3136, #2023INO3894-R, 2023INO3898-R, #2023INO3897-R, 2023INO3895-R, #2023INO3896-R), two (2) submitted Judicial Inquiry Board “Complaints against a Judge,” and one (1) Judiciary Inquiry Board “Complaint against a Judge” that was unable to be processed because the individual named is no longer an active Illinois state court judge.

The events of this matter occurred over a period of time in excess of 13 years and the Record on Appeal, with at least two known dates missing from the file, is currently equal to or greater than two thousand six hundred and sixty pages (2660).

This matter was hampered not only by the fraud committed by officers of the court but also by the traumatic life events that befell Plaintiff/Appellant Paul Dulberg but also his attorney as follows:

- a. The unexpected death of key witness, lifelong friend and live-in caretaker Michael McArtor;
- b. The disappearance of, false arrest and medieval interrogations , imprisonment and, by law, lack of the ability to consult with an attorney, nor contact anyone of Plaintiff/Appellant’s attorney Alphonse A. Talarico’s fiancé during a scheduled stopover in Tokyo, Japan on the way to O’Hare International Airport, Illinois.

The Appellate Court was made aware of each traumatic life event through motions for extension of time and other related and consequential motion practice but culminated in the order that ended this matter before the Appellate Court. (A)

The history of this matter are as follows:

Outline:

2023-10-02: Motion asks for 5 things:

- a.** Extension of time to file
- b.** Amend docking statement to include related cases
- c.** 22nd Judicial circuit clerk amended record to include missing documents
- d.** Allow appenant to request record record on appeal for all related cases
- e.** Allow appellant to file brief in excess of prescribed page limit

All 5 were denied with no explanation with no judge names and only clerk signing

2023-11-03: Emergency Motion asks for 4 things

- a.** recently discovered about Meyer
- b.** same judge in underlying case
- c.** Meyer refused to enter subpoenaed thumb drive into record
- d.** Discovered missing or materially altered documents and am asking for audit

All 4 were denied with no explanation with no judge names and only clerk signing

2023-11-21: Mot to Reconsider asks for ___ things

All were denied, case dismissed with Judges names appearing for first time.

2023-12-03: Mot for Ruling on Mot to Reconsider

2023-12-04: Order, case dismissed for not filing brief

2023-12-05: Motion for Ruling sent back because case was dismissed

KEY VECTORS:

- 1.** ARDC complaints
- 2.** Orders denied to supplement record
 - a.** of Meyer recusal
 - b.** of bankruptcy

3. Orders denied for audit
4. Orders denied based on extension of time for personal issues.
5. Orders without judge names

PRAYER FOR LEAVE TO APPEAL

Pursuant to Illinois Supreme Court Rule 315(c) (1), Paul R. Dulberg (“DUL”) respectfully petitions for leave to appeal the judgement of the Illinois Appellate Court for the Second District in *PAUL R. DULBERG v. HANS MAST and the LAW OFFICES OF THOMAS J. POPOVICH, P.C.* 2023 IL App (2nd) 2-23-0072 (??).¹

Pursuant to Illinois Supreme Court Rule 315(c) (2), “Date of Judgment” The date judgment was entered is December 4, 2023. There was no petition for rehearing filed. (A)

¹ The record on appeal contains 2 common law volums cited as “C__.” and one volume of transcripts cited as “__ROP.__.” Citations to this Petition’s appendix are cited as “A__.”

JUDGEMENT BELOW
PROCEEDINGS BELOW

Start Here

POINTS RELIED UPON IN SEEKING REVIEW

COMPELLING REASONS FOR GRANTING REVIEW

DATES RELEVANT TO THE TIMELINESS OF THIS PETITION

STATEMENT OF THE POINTS RELIED UPON FOR REVERSAL

JURISDICTION

STATEMENT REGARDING JUDGMENT AND REHEARING

Starts here

STATEMENT OF FACTS

Starts here

ARGUMENT

- I. This Court Should Accept Review and Reverse the Appellate Court's Erroneous Decision that

APPENDIX

Starts here

CONCLUSION

For the foregoing reasons, DUL respectfully requests that this Court grant DUL's Petition and reverse the Second District's **Month Day**, 2023 ruling.

Dated: January 8, 2024

Respectfully submitted by:

/s/ Paul R. Dulberg
Plaintiff-Petitioner

/s/ Alphonse A Talarico
Attorney for Plaintiff-Petitioner

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CERTIFICATE OF COMPLIANCE

I certify that this brief conforms to the requirements of Rules 341(a) and (b). The length of this brief, excluding the pages containing the Rule 341(d) cover, the Rule 341(c) certificate of compliance, the certificate of service, and the Appendix, is # words.

/s/ Alphonse A. Talarico

CERTIFICATE OF SERVICE

The undersigned certifies under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, that on **MONTH DAY**, 2024, a copy of the foregoing Paul R. DULBERG's Petition for Leave to Appeal and the attached Paul R. Dulberg's Appendix to Petition for Leave to Appeal were filed and served upon the Clerk of the Illinois Supreme Court via the efileIL system through an approved electronic filing service provider and was served on counsel of record below in the manner indicated:

Via Email and Messenger Delivery

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Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct.

/s/ Alphonse A. Talarico