

3. Defendant LAW OFFICE OF ALPHONSE A. TALARICO is named as a Defendant in Plaintiffs' Complaint and is alleged to be liable for the acts and omissions pleaded therein.
4. Defendant, ALPHONSE TALARICO, is a licensed Illinois attorney, admitted to practice law on May 5, 1983, and at all relevant times was active and authorized to practice law in the State of Illinois.
5. Defendant ALPHONSE TALARICO's registered address with the Illinois Attorney Registration and Disciplinary Commission ("ARDC") is:

Law Office of Alphonse A. Talarico
707 Skokie Blvd., Suite 600
Northbrook, Illinois 60062-2841

II. PROCEDURAL HISTORY AND SERVICE

6. Plaintiffs filed the Complaint in this matter on December 4, 2025.
7. Summons was duly issued as to Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO.
8. Defendant ALPHONSE TALARICO was served by substitute service on December 11, 2025, as reflected in the Sheriff's return on file, which states that a copy of the summons and complaint was left with Deborah Su, a person over the age of thirteen at an address identified by the Sheriff as Defendant's usual place of abode, and that a copy was mailed to Defendant at that same address, in compliance with 735 ILCS 5/2-203(a). **(Exhibit EL-3)**
9. Defendant LAW OFFICE OF ALPHONSE A. TALARICO was served by substitute service on December 11, 2025, at the same date and time, as reflected in the Sheriff's return on file, in compliance with 735 ILCS 5/2-203(a). **(Exhibit EL-4)**
10. The Sheriff's returns constitute prima facie evidence of valid service under Illinois law.

III. FAILURE TO APPEAR OR PLEAD

11. Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO were required to file an appearance or responsive pleading within the time prescribed by Illinois Supreme Court Rule 101(d).
12. As of the filing of this Motion:

- a. Defendant ALPHONSE TALARICO has not filed an appearance and has not filed an answer or other responsive pleading;
- b. Defendant LAW OFFICE OF ALPHONSE A. TALARICO has not filed an appearance and has not filed an answer or other responsive pleading; and
- c. Neither Defendant has sought or obtained leave of court for additional time

13. The court record reflects that Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO are in default.

IV. ENTITLEMENT TO DEFAULT AND JUDGMENT AS TO LIABILITY

14. Where a defendant has been properly served and fails to appear or plead, the court may enter default pursuant to 735 ILCS 5/2-1301(d).

15. Plaintiffs' Complaint pleads causes of action against Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO for PRIMA FACIE NEGLIGENT CONDUCT (LEGAL MALPRACTICE), FRAUD AGAINST DULBERG, FRAUD ON THE COURT, CIVIL CONSPIRACY TO COMMIT FRAUD AGAINST DULBERG AND CIVIL CONSPIRACY TO COMMIT FRAUD ON THE COURT.

16. By reason of Defendants' default, the well-pleaded factual allegations of the Complaint are deemed admitted as to liability.

17. Plaintiffs seek entry of default and default judgment as to liability only, with no determination of damages at this time.

18. This Motion is directed solely to Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO. Plaintiffs' claims against the remaining defendants named in this action remain pending and are not affected by the relief requested herein.

19. Plaintiffs do not seek a determination of damages at this time. Plaintiffs request that all issues of compensatory damages, allocation of fault, and any entitlement to punitive damages be determined by the trier of fact at trial together with the remaining defendants. Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO, having defaulted as to liability, shall be bound by the damages verdict ultimately entered by the

Court.

V. RELIEF REQUESTED

WHEREFORE, Plaintiffs respectfully request that this Court:

- A. Enter an Order of Default against Defendants ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO;
- B. Enter Default Judgment as to Liability Only in favor of Plaintiffs and against said Defendants;
- C. Reserve all issues of damages, allocation of fault, and punitive damages for later determination at trial with the remaining defendants;
- D. Award Plaintiffs costs; and
- E. Grant such other and further relief as the Court deems just and proper.

Respectfully submitted Pro se for Plaintiffs: PAUL R. DULBERG, INDIVIDUALLY
AND THE PAUL R. DULBERG REVOCABLE TRUST,

by: /s/ Paul R. Dulberg

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