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

ILLINOIS COLLABORATION ON YOUTH, )  
*et al.*, )

Plaintiffs, )

v. )

JAMES DIMAS, SECRETARY OF THE )  
ILLINOIS DEPARTMENT OF HUMAN )  
SERVICES, *et al.*, )

Defendants. )

CIRCUIT COURT OF COOK  
COUNTY, ILLINOIS  
CHANCERY DIV.

CLERK  
COURT REPORTER

Case No. 16-CH-6172

The Honorable Rodolfo Garcia

**PLAINTIFFS' MOTION FOR  
LEAVE TO FILE A THIRD AMENDED COMPLAINT**

NOW COME Plaintiffs and, by and through their undersigned counsel and pursuant to 735 ILCS 5/2-616, hereby move this Court for leave to file a Third Amended Complaint and an amended motion for preliminary injunction by Wednesday, July 20, 2016. In support of their motion, Plaintiffs state as follows:

1. Since the filing of Plaintiffs' Second Amended Complaint, the General Assembly passed, and Defendant Rauner signed into law Senate Bill 2047—a "stop-gap" budget bill—on June 30th.
2. This budget still fails to provide sufficient funding to fully compensate the plaintiffs for the services they were contracted to perform in fiscal year 2016.
3. Nonetheless, it is a complicated bill that changes the posture of the case sufficiently to warrant an amendment to the complaint.
4. In addition, 17 additional plaintiff organizations have decided to join the case. The additional plaintiffs are as follows: North Central behavioral Systems, Association for

Individual Development, Access Living of Metropolitan Chicago, Glenkirk, RAMP, Inc., Connections for the Homeless, Public Action to Deliver Shelter, Housing Forward, Henry County Health Department, TASC, Family Focus, Healthy Families Chicago, Union County, CJE, Family Alliance, ASI, Inc., Gareda Home Services, and Stark County Health Department.

5. The additional plaintiffs are identically situated with the original named plaintiffs. They have received little or no payment from the defendant state officials for the services they have rendered in fiscal year 2016 to date.
6. Because this “stop-gap” budget does not adequately address the irreparable injury faced by the plaintiffs, and especially in light of the uncertainty regarding how it will be administered, plaintiffs still plan to seek preliminary relief.
7. There are instances in which *no* money has been appropriated for contracts in fiscal year 2016, and in many cases plaintiffs do not know when or if they will be paid under these contracts at all. As set forth in plaintiffs' motion for preliminary injunction, many providers have cancelled or are about to cancel programs because there is no money left to pay the staff.
8. However, as the budget does provide appropriations to pay for at least some of the services performed under some of the contracts at issue, plaintiffs seek to file an amended motion for preliminary injunction in order to properly advise the Court of the facts justifying that relief.
9. Defendants have not yet filed a responsive pleading in this case. Additionally, they have filed a motion seeking an extension of the briefing schedule on plaintiffs' motion for preliminary injunction for the same reasons plaintiffs seek relief here—namely, the

passage of Senate Bill 2047. Therefore, defendants will not be prejudiced by the granting of this motion.

10. WHEREFORE, plaintiffs respectfully request that the Court"

- A. grant plaintiffs leave to file their Third Amended Complaint and an amended motion for a preliminary injunction by July 20, 2016;
- B. give defendants until \_\_\_ to file a response to plaintiffs' motion;
- C. give plaintiffs until \_\_\_\_\_ to file a reply in support of their motion; and
- D. set a hearing on plaintiffs' motion for preliminary injunction for the presentation of live testimony and argument as soon thereafter as plaintiffs may be heard.

Dated: July 12, 2016

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Respectfully submitted,

By:   
One of Plaintiffs' Attorneys

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that the foregoing motion has been served upon the following by email on July 12, 2016:

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Dated: July 12, 2016

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Respectfully submitted,

By:   
Sean Morales-Doyle