



Coronavirus and Illinois Courts – Meeting Your Needs in Challenging Times

At Kluever & Platt, LLC, we are dedicated to meeting your legal needs with minimal interruption in service during this unprecedented time. To that end, we are committed to both keeping you informed and maintaining the superior level of service you have come to expect from our Firm. We have plans and procedures in place to ensure that we can and will continue to deliver the highest level of quality service during this unique time. As the situation has evolved, we have increased the number of employees working remotely and shifted our team meetings to being handled virtually. If required, we have the ability to have all employees and attorneys work remotely while fully meeting our clients’ needs and expectations. Rest assured that while we are focused on the health and safety of our professionals and those around us, we remain focused on delivering quality legal service to our clients.

We want to share with you the most recent Illinois updates concerning the impact of the COVID-19 pandemic. As we have witnessed on a global level, this situation continues to rapidly evolve and we anticipate additional updates to this over the coming days and weeks.

The Illinois Supreme Court has suggested that all courts seek to limit in-person court proceedings by rescheduling court events to a later date, especially jury trials and large docket calls, or, alternatively, by holding proceedings via telephone or video remote appearance where possible. In response, many Illinois counties have reduced or postponed for a 30-day period most pending mortgage foreclosure matters. The most current information on court closures, which continues to change as new information is released and individual courts reassess their responses, can be found here: <http://illinoiscourts.gov/Administrative/covid-19.asp>.

Cook County

On March 16, 2020, the Circuit Court of Cook County issued a General Administrative order providing that “all Mortgage Foreclosures, Evictions, Orders for Possession and Judicial Sales including those previously ordered and scheduled, are stayed for thirty (30) days.” All pending hearings will be continued by the assigned judge or clerk of court to a date at least 30 days beyond the presently scheduled date. The clerk’s office has indicated that new dates for all pending hearings should be issued in the next few days.

What is currently being delayed?	What is not currently being delayed?
<ul style="list-style-type: none"> • Mediations/Case Management Conferences • Motions for Judgment (i.e., judgments of foreclosure and sale) • Motions for Entry of an Order Approving Sale (“OAS”) • Scheduling and/or Court appearances on any non-emergency motion • Sales conducted by the Sheriff of Cook County • Sales conducted by Judicial Sales Corporation (closed for 30 days starting March 17, 2020) • Sales conducted by Intercounty Judicial Sales Corporation 	<ul style="list-style-type: none"> • Filing new cases (“First Legal”) • Completing service of process • Placing publication notices • Filing motions and scheduling same for hearing on or after April 16, 2020 (subject to calendar availability) • We assume that the court will still entertain and enter agreed orders. (Whether they extend that to apply to Motions for Entry of a Consent Foreclosure remains to be seen.)



Collar Counties

DuPage County

All pending civil cases set through April 17, 2020 will be continued for a period between 30-60 days from the originally scheduled court date. The Court Clerk will send notice of assigned future court dates. New foreclosure actions may still be filed electronically.

Will County

All pending civil cases shall be postponed and rescheduled until April 30, 2020. The Court Clerk will send notice of assigned future court dates. New foreclosure actions may still be filed electronically.

Lake County

All pending civil cases shall be postponed and rescheduled 28 days from the originally scheduled date. The Court Clerk will send notice of assigned future court dates. The Sheriff will cease foreclosure sales and the execution of eviction orders until further notice. New foreclosure actions still may be filed electronically.

Kane County

All pending civil cases continued for a period of at least 35 days from the originally scheduled court date. The Court Clerk will send notice of assigned future court dates. The Sheriff shall cease the execution of eviction orders and will resume execution 4/20/20. New foreclosure actions may still be filed electronically.

McHenry County

All pending civil cases should be continued from the originally scheduled court date to a date past April. New foreclosure actions may still be filed electronically.

Other Counties

In Grundy and LaSalle counties, all mediations through April will be postponed. Details are still forthcoming regarding future dates.

The Courts in most other counties announced today that they will generally not be hearing civil cases until April 17, 2020 (or later). Presently, there are only a few remaining counties that have not yet announced the closing of courts and general continuance of civil cases. Many courts are encouraging video or telephonic hearings on scheduled motions. New foreclosure actions may still be filed electronically.

U.S. District Court

The District Court for the Northern District of Illinois has extended all scheduled filing deadlines in all civil cases by 21 days from the current deadline (with the exception deadlines to file notices of appeal, which shall remain in place). All court hearings scheduled between March 17, 2020 and April 3, 2020 are stricken and will be re-set by the presiding judge on or after April 6, 2020.



Northern District of Illinois - Bankruptcy Court

The NDIL BK Court has not yet announced a uniform approach to the present crisis. As such, each Judge has ordered as follows:

Honorable Judge Barnes	Presently will continue to conduct in person hearings as scheduled.
Honorable Judge Doyle	Parties should appear by telephone unless unfeasible.
Honorable Judge Thorne	Parties should appear by telephone unless unfeasible.
Honorable Judge Baer	Presently will continue to conduct in person hearings as scheduled.

As we obtain additional information regarding loan level matters, we will update those on a case by case basis via your preferred method of communication.

If you have any questions or need any assistance of any kind, please contact:

Kathleen Kramer
Director of Operations
kkramer@klueverplatt.com

Anthony Porto
Director of Compliance
aporto@klueverplatt.com

Blake Strautins
Partner and Litigation Managing Attorney
bstrautins@klueverplatt.com

David Kluever
Managing Partner
dkluever@klueverplatt.com