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BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
)
IN THE MATTER OF:)
)
PROTECTIVE PARKING SERVICE)
CORPORATION d/b/a LINCOLN) Docket No.
TOWING SERVICE,)
) 92 RTV-R Sub 17
Respondent.)
)
HEARING ON FITNESS TO HOLD A)
COMMERCIAL VEHICLE RELOCATOR'S)
LICENSE PURSUANT TO SECTION)
401 OF THE ILLINOIS COMMERCIAL)
RELOCATION OF TRESPASSING)
VEHICLES LAW, 625 ILCS)
5/18A-401.

Chicago, Illinois
March 21st, 2018

Met, pursuant to notice, at 1:30 p.m.

BEFORE:

MS. LATRICE KIRKLAND-MONTAQUE, Administrative Law
Judge

SULLIVAN REPORTING COMPANY, by
Devan J. Moore, CSR
License No. 084-004589

1 APPEARANCES:

2 ILLINOIS COMMERCE COMMISSION, by
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8 on behalf of ICC Staff;

9 PERL & GOODSYNDER, by
10 MR. ALLEN R. PERL
11 MR. VLAD CHIRCA
12 14 North Peoria Street
13 Chicago, IL 60607
14 (312) 243-4500
15 for Protective Parking.

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1 JUDGE KIRKLAND-MONTAGUE: By the power vested
2 in me by the State of Illinois and the Illinois
3 Commerce Commission, I now call for hearing 92 RTV- R
4 Sub 17. This is in the matter of Protective Parking
5 Services, Inc., doing business as Lincoln Towing
6 Service. And this is a hearing on fitness to hold a
7 commercial vehicle relocator's license.

8 Appearances, please? Just state your
9 name and who you represent.

10 MR. PERL: For the record, Allen Perl, P-E-R-L,
11 Perl & Goodsynder, on behalf of the respondent
12 Protective Parking Service Corporation, doing
13 business as Lincoln Towing Service.

14 MR. CHIRCA: Good afternoon, your Honor. Vlad
15 Chirca also from Perl & Goodsynder, here on behalf of
16 Protective Parking Service Corporation doing business
17 as Lincoln Towing Service.

18 MR. BURZAWA: Good afternoon, your Honor.
19 Martin Burzawa for the Staff of the Illinois Commerce
20 Commission.

21 JUDGE KIRKLAND-MONTAGUE: Okay. All right,
22 gentlemen, I believe you have something, a

1 stipulation on some items?

2 MR. PERL: Yes, Judge. So when we were last
3 here, we were discussing a written stipulation
4 regarding uncontested factual evidence. We had
5 already both agreed orally that we were going to have
6 these stipulations; but we did one in writing, and we
7 were able to come to an agreement on it, your Honor.

8 JUDGE KIRKLAND-MONTAGUE: Okay.

9 MR. PERL: So we have both signed off on it.
10 Counsel and I have both signed off on it, and we
11 would like to submit it to the Court.

12 JUDGE KIRKLAND-MONTAGUE: All right. And I
13 think we should make this part of the record.

14 MR. PERL: Yes, if you don't mind, Judge. It's
15 not very long. I can read it into the record.

16 JUDGE KIRKLAND-MONTAGUE: Okay. Why don't you
17 do that? You can read it into the record.

18 MR. PERL: I'm just trying to decide if I need
19 to read the "whereas" -- well, I will.

20 "Stipulation Regarding Uncontested
21 Factual Evidence. Whereas, Respondent Protective
22 Parking Service Corporation, doing business as

1 Lincoln Towing Service (hereinafter referred to as
2 'Respondent'), is a Commercial Vehicle Relocator as
3 defined in the Illinois Commercial Relocation of
4 Trespassing Vehicles Law, 625 ILCS 5/18a-100, et
5 seq., (hereinafter referred to as the 'Law'), and
6 currently holds a relocator's license from the
7 Illinois Commerce Commission (hereinafter referred to
8 as the 'Commission') pursuant to Section 1710 of the
9 Illinois Commerce Commission regulations on
10 Relocation Towing, 92 Ill. Administrative Code
11 1710.10, et seq.

12 "Whereas, the Commission has initiated
13 this proceeding pursuant to 625 ILCS 5/18a-401, in
14 order to 'make inquiry into the management, conduct
15 of business, or otherwise to determine that the
16 provisions of this Chapter 18A and the regulations of
17 the Commission promulgated thereunder are being
18 observed'; and pursuant to the Commission's February
19 24th, 2016 Order, 'to inquire into Respondent's
20 relocation towing operations to determine whether it
21 is fit, willing, and able properly to perform the
22 service of commercial vehicle relocator and to

1 conform to the provisions of the ICRTVL and the
2 Commission's Administrative Rule, 92 Ill.
3 Administrative Code 1710.10, et seq.

4 "Whereas, the Staff of the Illinois
5 Commerce Commission has conducted its inquiry into
6 the management and conduct of business of Respondent
7 for the relevant time period of July 24th, 2015
8 through March 23rd, 2016 and introduced the results
9 thereof;

10 "Whereas, the Commission has
11 jurisdiction over the Respondent and the
12 subject-matter of this proceeding, in accordance with
13 Section 18a-200(1) of the relocation towing law (625
14 ILCS 5/18a-200(1); and

15 "Whereas, counsel for respondent and
16 the Staff of the Illinois Commerce Commission are
17 desirous of expediting this proceeding to the extent
18 possible, as requested by the Honorable Judge Latrice
19 Kirkland-Montaque.

20 "Now, therefore, is hereby stipulated,
21 by and between the Staff of the Illinois Commerce
22 Commission, on the one hand, and counsel for

1 Respondent Protective Parking Service Corporation
2 d/b/a Lincoln Towing Service, on the other hand,
3 subject to the approval and order of Chief
4 Administrative Law Judge, Honorable Latrice
5 Kirkland-Montaque as follows:

6 "1, Respondent owns, or has exclusive
7 possession of under a written lease with a term of at
8 least 1 year, at least one storage lot that meets the
9 requirements of Subpart M -- as in Mary -- 92 Ill
10 Administrative Code 1710.130, et seq.

11 "2, Respondent employs sufficient
12 full-time employees at each storage lot to comply
13 with Section 1710.123;.

14 "3, Respondent owns or has under
15 exclusive lease at least 2 tow trucks dedicated to
16 use under the relocater's license;.

17 "4, Respondent employs at least 2
18 individuals who will work as the relocater's
19 operators;

20 "5, Respondent is in compliance with
21 Section 4 of the Illinois Workers' Compensation Act
22 820 ILCS 305/4.

1 "6, Respondent has sufficient
2 available assets, management with prior experience in
3 the towing industry, possession of adequate and
4 properly maintained equipment, and an ability and
5 willingness to provide commercial vehicle relocation
6 service; and

7 "7, Respondent is in compliance with
8 all other procedural application requirements that
9 would be required for a legally sufficient, complete,
10 and proper application pursuant to of 92 Ill.
11 Administrative Code 1710.10, et seq, and 625 ILCS
12 5/18a-100, et seq."

13 And it's, respectfully, submitted and
14 signed by both Martin Burzawa, on behalf of the
15 Illinois Commerce Commission Transportation Counsel,
16 and myself Allen R. Perl of Perl & Goodsynder,
17 Attorney for Protective Parking Service Corporation
18 d/b/a Lincoln Towing Service.

19 JUDGE KIRKLAND-MONTAGUE: Thank you.

20 Okay. With that, I believe in the
21 last meeting you...

22 MR. PERL: With that, we are now going to rest,

1 Your Honor.

2 JUDGE KIRKLAND-MONTAGUE: So both sides have
3 rested.

4 MR. PERL: Yes.

5 JUDGE KIRKLAND-MONTAGUE: And now we need to
6 set a new schedule.

7 MR. PERL: Prior to that, I just want to get,
8 for the record, officially, our exhibits admitted.
9 And you might be correct. I think some of them are,
10 but I want to make sure that the exhibits that we
11 presented are properly admitted, your Honor.

12 JUDGE KIRKLAND-MONTAGUE: Okay. I think we
13 admitted them; but go ahead.

14 MR. PERL: I think we did. So instead of me --
15 I could go through all -- Exhibits 1 through 22.

16 I would seek to admit Exhibits 1
17 through 22 of our hearing exhibit binder that was
18 previously tendered to this Court at the start of the
19 hearing, your Honor. I'm not sure you. Would you
20 like me to, specifically, go through each exhibit?

21 JUDGE KIRKLAND-MONTAGUE: No, I don't think
22 that's necessary.

1 MR. PERL: Okay.

2 JUDGE KIRKLAND-MONTAGUE: Mr. Burzawa, do you
3 have any objection?

4 MR. BURZAWA: Yes, Judge. I think the only
5 exhibits that they haven't properly admitted thus far
6 are Exhibit Nos. 2 and 3. And I believe Mr. Perl
7 also admitted some other later-marked exhibits, I
8 believe Exhibits 23 through 26 -- or at least
9 referred to those latter exhibits.

10 For the remainder of these exhibits,
11 most of them are dealt with by the stipulation. The
12 parties have already stipulated with regard to
13 insurance and sufficient employees, sufficient
14 equipment, sufficient leases, storage lots, the
15 financials.

16 And these other exhibits, with regard
17 to a FOIA request, right now, offhand, I don't know
18 which FOIA request that refers to. And there is no
19 foundation laid for the admission of that exhibit.
20 And, also. 18 through 22 are discovery depositions;
21 and discovery depositions are only admissible for
22 purposes of impeachment. So, one, there is no

1 impeachment at issue; and it would be improper to
2 admit entire discovery depositions wholesale.

3 MR. PERL: So in regard to the discovery
4 depositions that are made up of Exhibits 18 through
5 22, I agree with Counsel that generally they are not
6 admitted. However, in this case we did impeach
7 Sergeant Sulikowski and your Honor did take portions
8 of his deposition. And I think we might have even
9 admitted them already.

10 JUDGE KIRKLAND-MONTAGUE: Sulikowski or
11 Geisbush.

12 MR. PERL: Sulikowski. I think it was actually
13 both of them that I used their deposition with. And
14 I have to remember exactly, your Honor, but we even
15 read off the pages. And I don't recall which it was.
16 It was not Scott Kassal and it was not Bryan Strand.

17 MR. BURZAWA: That was Sergeant Sulikowski.
18 And I believe we may have admitted portions of that
19 for purposes of impeachment. Those portions have
20 been admitted, or at least they were read in their
21 entirety into the record. So they're part of the
22 record that way. But to introduce the remainder of

1 that deposition and the remainder of the other
2 discovery depositions, there is no valid reason to do
3 so. There is no impeachment at issue here with all
4 of these other witnesses.

5 MR. PERL: Well, Counsel stated earlier that
6 there was no impeachment at all in any of these
7 depositions; but there was with Sulikowski. And I
8 think that I am okay with not seeking to admit
9 Exhibit 18, which is the discovery deposition
10 transcript of Scott Kassal. That's fine.

11 Exhibit 21 is the transcript of Bryan
12 Strand. We're not seeking to admit that either. I'm
13 only seeking to admit the portions of either Sergeant
14 Sulikowski or Officer Geisbush's deposition that we
15 used to impeach them at the hearing, nothing else.

16 JUDGE KIRKLAND-MONTAGUE: Well, we already did
17 that. So I don't want to take the entire
18 deposition --

19 MR. PERL: I'm agreeing. I'm saying that we're
20 only seeking to admit the portions of the depositions
21 that were used to impeach the testimony of either
22 Sergeant Sulikowski or Officer Geisbush. That's it.

1 MR. BURZAWA: I think it was only Sergeant
2 Sulikowski. And, again, that portion was read in its
3 entirety into the record.

4 JUDGE KIRKLAND-MONTAGUE: Okay. So that part
5 is in the record.

6 MR. PERL: So we have an agreement on that.

7 JUDGE KIRKLAND-MONTAGUE: Right.

8 MR. PERL: In regard to Exhibit 1, which is
9 respondent's answer to Staff's data request, that's
10 our Exhibit 1.

11 MR. BURZAWA: Well, Judge, discovery, in terms
12 of interrogatories and data requests, they're
13 admissible to the same extent as discovery
14 depositions for purposes of impeachment. So, again,
15 there's no valid reason to introduce the respondent's
16 answers to Staff's data request wholesale. And these
17 are Lincoln's.

18 MR. PERL: These are our answers.

19 MR. BURZAWA: So, again, most of this
20 information is taken care of through the stipulation
21 because most of this information, I think, pertains
22 to current employees, and insurance, and those types

1 of requirements that the parties have already
2 stipulated to.

3 MR. PERL: And that is accurate, except that
4 the last time that we were here I was still
5 questioning whether or not there would be an
6 objection to my seeking the admission of these other
7 exhibits; namely, 1; and then 4 through 17, because I
8 believe that the stipulation does cover that, because
9 all of those exhibits have to do with our fitness
10 regarding the requirements pursuant to the statute.

11 So I guess now that we have the
12 stipulation, unless your Honor -- this is really more
13 for your benefit. Unless your Honor feels that she
14 needs to look at these things, as opposed to just a
15 stipulation -- because all of these things are proof
16 that we actually comply and comport with the statute.
17 That's what they are, a list of the operators, a list
18 of the dispatchers.

19 JUDGE KIRKLAND-MONTAGUE: I think it would be
20 duplicative to have this unless you want to -- what
21 you didn't do is attach it to the stipulation. I
22 don't need it really.

1 MR. PERL: I didn't do it because I didn't want
2 to belabor it. But I wasn't sure, as we sat here,
3 that we were going to get the stipulation done. So I
4 believe that as long as your Honor is in agreement
5 that the only thing pending before you to determine
6 is whatever documentation is evidence that Staff
7 presented to you and nothing else --

8 JUDGE KIRKLAND-MONTAGUE: Right.

9 MR. PERL: -- then I'm okay with not submitting
10 Exhibit 1, and 4 through 17.

11 JUDGE KIRKLAND-MONTAGUE: Well, that is
12 correct. I, obviously, only have to look at the
13 evidence that was presented during the hearings; so
14 that won't be necessary. And I don't necessarily
15 want to have more information that is covered in the
16 stipulation.

17 So 2 and 3 you admitted?

18 MR. PERL: 2 and 3 are admitted. And the
19 portions of Sergeant Sulikowski's deposition
20 transcript which were already read into the record
21 and used for impeachment purposes are also admitted.

22 JUDGE KIRKLAND-MONTAGUE: So then that's --

1 just for clarification, Lincoln Towing's Exhibits 2,
2 3, and portions of 19 have already been admitted?

3 MR. PERL: Well, it might be 22 because
4 Sergeant Sulikowski has two dep transcripts, 19 and
5 22; and I think it was from both of those that the
6 impeachment was had.

7 JUDGE KIRKLAND-MONTAGUE: And those are in the
8 record?

9 MR. PERL: They are.

10 JUDGE KIRKLAND-MONTAGUE: And they've been read
11 in already?

12 MR. PERL: Right.

13 JUDGE KIRKLAND-MONTAGUE: So that means that we
14 have 2, 4, portions of 19, and possibly portions of
15 22. That's what has been admitted thus far?

16 MR. PERL: Yes.

17 JUDGE KIRKLAND-MONTAGUE: And that's all you're
18 seeking to admit?

19 MR. PERL: Yes. And the only hesitation that I
20 have is because there will be potential further
21 review other than your Honor. If someone else is
22 reviewing the transcripts other than your Honor, they

1 wouldn't see these exhibits, but I would submit that
2 the stipulation should be sufficient for that, only
3 because, unlike in other proceedings where your Honor
4 is the determining factor, and the final determining
5 factor, and no one else is reviewing it -- typically,
6 when I would present documents for review to the
7 Court that's heard the evidence, that would be pretty
8 much it.

9 I know in this particular situation
10 that's not exactly correct. I believe your Honor
11 makes a recommendation but to the board, or members
12 of the board, who would then have to look at
13 documentation or evidence as well. I'm not sure how
14 they do it. That's my only hesitation is that in a
15 normal setting you have a stipulation, you know
16 exactly what it means and what it goes to because
17 you've had 15 days of this hearing. Those
18 individuals looking at it might not. And I wouldn't
19 want them to look at it and say, "Hey, where's the
20 proof of their Certificate of Good Standing from the
21 Secretary of State? I don't see that." But it's in
22 here, but they won't see it because we have a

1 stipulation.

2 JUDGE KIRKLAND-MONTAGUE: I think the record --
3 I understand your concern. I think the record will
4 speak clearly to that, including the transcripts.

5 MR. PERL: Can I do this, then, very briefly --
6 may I make a record of what these things are just
7 generally? I won't read from them, just generally
8 what they are -- what 3 through 17 were, just so if
9 somebody is looking at the record, they would know
10 that we actually did have these in there? It'll take
11 me a minute.

12 JUDGE KIRKLAND-MONTAGUE: Okay. I have no
13 problem with that. Do you have any problem with
14 that, Mr. Burzawa?

15 MR. BURZAWA: Well, just briefly going through
16 some of these exhibits -- for instance, the
17 Certificates of Insurance, not all of them are
18 limited to the relevant time period. And, again,
19 Judge, all of this information -- the stipulation
20 dispenses the need for all of this information. So
21 this is just repetitious and unnecessary.

22 MR. PERL: Well, I'm not going to -- I agree

1 with Counsel. I'm not going to read from them. I'm
2 just going to give you, generally, what the topic
3 was. Like, Exhibit 4 are Certificates of Insurance.
4 That's all I want to make a record of. Therefore, if
5 somebody other than your Honor is reading the record
6 and says, "Well, How come you didn't submit a
7 Certificate of Insurance?", well, we did. We just
8 didn't submit them to your Honor because we have the
9 stipulation.

10 I could have had Mr. Munion (phonetic)
11 testify, like I said, for a couple more days
12 regarding all of these things, which we didn't do. I
13 just want to make the record clear that we did submit
14 these things so, if there's another reviewing court,
15 or the board -- if the Commissioners look at it, they
16 don't have any questions. And it will take me a
17 minute. I'm not going to read -- I'm not going to go
18 into the exhibits and read from them.

19 MR. BURZAWA: But the reviewing court won't be
20 able to take into consideration exhibits that were
21 not part of the record in the underlying case.
22 Knowing what they were doesn't help the reviewing

1 court.

2 JUDGE KIRKLAND-MONTAGUE: I don't understand
3 how -- I mean, they're part -- those that are
4 admitted are part of the record. Those that are not
5 admitted are not part of the record, and they will
6 not be used in the determination.

7 MR. PERL: Well, I haven't sought to have them
8 admitted yet, because my point was that we were going
9 to hope to resolve it. And that is true, except that
10 there's no way in a stipulation like this to put
11 every single thing in it.

12 JUDGE KIRKLAND-MONTAGUE: Let me ask you this:
13 The stipulation covers all of the
14 fitness requirements of the regulation?

15 MR. PERL: It does, but it doesn't specifically
16 state that I have a Certificate of Insurance.

17 You know, Judge, I'm going to stand on
18 what we have with the stipulation.

19 JUDGE KIRKLAND-MONTAGUE: Okay. All right. So
20 we've covered your exhibits. So now the only thing
21 left to do is set a briefing schedule. And my
22 proposal is 3 weeks -- 2 weeks.

1 MR. PERL: Well, before we do anything I need
2 all of the transcripts. I can't even look at
3 anything.

4 JUDGE KIRKLAND-MONTAGUE: I don't know that you
5 don't have the transcripts.

6 MR. PERL: I don't have them, because -- I
7 actually have a case pending right now in Chancery
8 Court because my FOIA from --

9 MR. BURZAWA: The transcripts will be turned
10 over. Most of the transcripts are in. I believe
11 we'll have the remainder of the transcripts probably
12 in within the next couple weeks. I don't think the
13 last couple of hearing dates have been transcribed
14 yet.

15 JUDGE KIRKLAND-MONTAGUE: Well, the 15th will
16 be in within the next week, and then you have today.

17 MR. PERL: If I could finish, Judge, without
18 being interrupted by Counsel, I would appreciate
19 that.

20 We FOIA-ed transcripts from the
21 hearings about 8 months ago. We were told by the
22 Illinois Commerce Commission, "We can't give you

1 transcripts because they're too voluminous." You
2 know that because I came to you and I asked you to
3 please continue the hearing until that's resolved,
4 which you didn't do.

5 I'm still in Chancery Court right now
6 trying to get those transcripts that I still have not
7 received from them. So when Counsel says to you, "Of
8 course we're going to give you the transcripts that
9 we forced you to file a lawsuit in the Chancery
10 Division because we didn't give them to you" -- and
11 I'm not saying that it's Counsel's decision. It
12 probably isn't; but somebody is deciding not to give
13 us the transcripts. So I would need all of the
14 transcripts from all of the hearings so we can
15 prepare.

16 Not everybody prepares that way. Some
17 people wouldn't even care to look at them. I prepare
18 by going through the transcripts so I can actually
19 give you the correct citation for what happened. So
20 I need all of that first before I can do anything.
21 So if, in fact, Counsel is going to state for the
22 record an exact date that he's going to give me all

1 of the transcripts of all of the hearings by, then I
2 can proceed; but until then I don't know how long
3 it's going to take me to get those.

4 JUDGE KIRKLAND-MONTAGUE: Do you know, Counsel,
5 how long it will take to get the transcripts?

6 MR. BURZAWA: Well, one, that assertion was
7 already made on the record, either at the last
8 hearing or the hearing before. I stated that I would
9 provide the transcripts.

10 And Mr. Perl's earlier FOIA request
11 that he is referring to didn't only request
12 transcripts. It was deemed voluminous because it had
13 a category of about five different types of documents
14 which totaled in the thousands of pages. So when
15 Mr. Perl is only referring to transcripts by
16 themselves, that's not necessarily accurate.

17 Again, I will make the transcripts
18 immediately available as soon as all of them are
19 uploaded to MCIS. I believe the last date right now
20 is February 14. I would imagine that in the next
21 couple of weeks all of the transcripts will be
22 uploaded to MCIS. I can then transfer the electronic

1 files to Mr. Perl via the illinois.gov e-file
2 transfer system, and he can download all of the
3 transcripts immediately.

4 MR. PERL: And just so this Court isn't
5 confused -- because I think Counsel maybe didn't do
6 it intentionally, but maybe he did -- they still
7 didn't give me the transcripts.

8 So that's true. I did FOIA other
9 things, but the FOIA rule states that, "You've got to
10 give them everything else." So they didn't even give
11 me the transcripts, which aren't voluminous. As
12 Counsel just told you, he can have them within a week
13 or two.

14 So I don't want you to think, Judge,
15 that I was misstating anything. I still don't have
16 the transcripts that I asked for 7 months ago, which
17 aren't voluminous.

18 JUDGE KIRKLAND-MONTAGUE: Okay. I understand.
19 The fact of the matter is all of the transcripts
20 should be in, with the exception of maybe last week.

21 Is that right?

22 MR. BURZAWA: I believe the last transcript is

1 February 14th in MCIS.

2 MR. PERL: So there's three or four left. I
3 think we've had three hearings since then.

4 MR. BURZAWA: February 14th is the last
5 transcript.

6 JUDGE KIRKLAND-MONTAGUE: Can we go off the
7 record?

8 (Whereupon, a discussion was had
9 off the record.)

10 JUDGE KIRKLAND-MONTAGUE: All right we've
11 established a briefing schedule, and it is as
12 follows:

13 Staff's initial briefs will be due on
14 Wednesday, May 2nd. Lincoln's reply briefs will be
15 due on June 1st -- I'm sorry -- Lincoln's initial
16 brief will be due on June 1st. Staff's reply will
17 then be due on June 22nd.

18 And we will have oral arguments, if
19 the parties so desire, on June 27th, at 10:00 a.m.
20 And on June 27th, I am requesting that draft orders
21 be filed to me. And I believe that is it for today.

22 MR. PERL: Judge, just to clarify, because you

1 said we'll have oral arguments if the parties so
2 desire. I do desire, and I don't want Counsel to say
3 in the motion, "Now we're not having one."

4 JUDGE KIRKLAND-MONTAGUE: I'm leaving that day
5 available for oral arguments, and I'm just making it
6 optional for Staff or whomever. So it's going to be
7 an oral argument.

8 MR. PERL: Perfect. So if Staff chooses not to
9 participate, I can still have my oral argument.

10 JUDGE KIRKLAND-MONTAGUE: You may. And we will
11 set limited time for your oral argument.

12 MR. PERL: Okay.

13 JUDGE KIRKLAND-MONTAGUE: Why don't we do that
14 now? What did you say you requested?

15 MR. PERL: I was thinking 15 minutes each.

16 JUDGE KIRKLAND-MONTAGUE: That's fine. I don't
17 have a problem with that.

18 Do you have a problem with that,
19 Mr. Burzawa?

20 MR. BURZAWA: That's fine.

21 JUDGE KIRKLAND-MONTAGUE: 15 minutes each, oral
22 argument, on June --

1 MR. PERL: 27th.

2 JUDGE KIRKLAND-MONTAGUE: -- 27th, at

3 10:00 a.m.

4 So that is it. I can mark the record
5 heard and taken, and we can move forward. Thank you
6 very much.

7 MR. PERL: Thank you, your Honor.

8 MR. BURZAWA: Thank you, your Honor.

9 HEARD AND TAKEN.

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