

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

ILLINOIS DEPARTMENT OF REVENUE,

Appellant,

v.

TOTAL FINANCE INVESTMENT INC., CAR
OUTLET HOLDING INC., CAR OUTLET AC LLC,
FULL SERVICE AUTO REPAIR AC LLC, TODO
SEGURO AC LLC, TODO SEGURO PREMIUM
FINANCE AC LLC, and TOTAL FINANCE AC LLC,

Reorganized Debtors-Appellees.

Case No. 19-CV-06427

Judge Charles R. Norgle

On appeal from the U.S. Bankruptcy
Court for the Northern District of
Illinois, No. 19-bk-03734

JOINT STATUS REPORT

Pursuant to Paragraph 5 of the Third Amended General Order 20-0012 of the U.S. District Court for the Northern District of Illinois (“General Order”), issued April 24, 2020, and given that no docket entry or other order has been posted by this Court since March 16, 2020, the parties to the above-captioned bankruptcy appeal hereby submit the following joint status report.

(a) Progress of Discovery

This matter is an appeal filed by the Illinois Department of Revenue (“IDOR”) on September 27, 2019 from a judgment of the bankruptcy court for the Northern District of Illinois. As such, no discovery is required or necessary.

(b) Status of Briefing on Any Unresolved Motions

The only outstanding motion in this matter is the unopposed Motion of Amy F. Nogid for Leave to Appear *Pro Hac Vice* (Dkt. No. 10). No briefing is required on that motion.



(c) Settlement Efforts

The parties have discussed settlement in the past but efforts to settle have not been successful. The parties broached the possibility of settlement again in light of the Northern District's General Order but there is no current mutual interest in pursuing further discussions.

(d) Proposed Schedule for Next 45 days

Briefing on IDOR's appeal is complete: Appellant IDOR filed its opening brief on December 16, 2019 (Dkt. No. 17). Appellees filed their responsive brief on February 7, 2020 (Dkt. No. 23). IDOR filed its reply on February 28, 2020 (Dkt. No. 24).

At the Court's convenience—whether within the next 45 days or thereafter—the parties are prepared to participate in any oral argument that the Court may find useful to present their arguments and answer any questions the Court may have.

(e) Revised Discovery and Dispositive Motion Schedule

As this matter is a fully briefed appeal, there is no need for a revised discovery and dispositive motion schedule.

(f) Any Agreed Action the Court May Take Without a Hearing

The parties agree that no hearing is required to grant the unopposed motion of defense counsel for leave to appear *pro hac vice*.

(g) Whether a Telephonic Hearing with the Judge Is Necessary and Urgent

The parties do not believe that a telephonic hearing with the Judge is necessary or urgent; however, as stated in subparagraph (d), the parties remain prepared to participate in any oral argument the Court may set on IDOR's appeal.

Dated: May 18, 2020

Respectfully submitted,

/s/ James D. Newbold
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*I, Joshua D. Yount, attest that I obtained the consent of IDOR's counsel to file this document.

Date: May 18, 2020

By: /s/ Joshua D. Yount
Joshua D. Yount