

**APPEAL TO THE APPELLATE COURT OF ILLINOIS,
FOURTH JUDICIAL DISTRICT**

**FROM THE CIRCUIT COURT FOR THE SEVENTH JUDICIAL CIRCUIT,
SANGAMON COUNTY, ILLINOIS**

SPRINGFIELD RIGHT TO LIFE; LAKE COUNTY)	
RIGHT TO LIFE COMMITTEE, INC.; KNOX)	
COUNTY RIGHT TO LIFE, NFP; MORGAN)	
COUNTY RIGHT TO LIFE, INC., NFP; HENRY)	
COUNTY RIGHT TO LIFE, INC.; CLINTON)	
COUNTY CITIZENS FOR LIFE; RIGHT TO LIFE)	
OF ADAMS COUNTY, INC.; FAITH AND)	
FREEDOM FAMILY MINISTRY, NFP; PRO-LIFE)	
ACTION LEAGUE, INC.; DIOCESE OF)	
SPRINGFIELD-IN-ILLINOIS; ILLINOIS RIGHT)	Circuit Court No.:
TO LIFE ACTION; ILLINOIS FEDERATION FOR)	2017-MR-1032
RIGHT TO LIFE, on behalf of certain of their)	
Illinois taxpayer members, and)	Trial Judge:
)	Hon. Jennifer M. Ascher
REP. BARBARA WHEELER; SEN. DAN)	
MCCONCHIE; REP. MARK BATINICK; SEN.)	Date of Notice of Appeal:
KYLE MCCARTER; REP. STEVE REICK; SEN.)	January 2, 2018
PAUL SCHIMPF; REP. KEITH WHEELER; SEN.)	
DALE FOWLER; REP. CHARLIE MEIER; SEN.)	Date of Judgment:
SAM MCCANN; REP. JEANNE IVES; AND SEN.)	December 28, 2017
NEIL ANDERSON, as Illinois taxpayers,)	
)	
Plaintiffs-Appellants,)	
)	
v.)	
)	
FELICIA NORWOOD, Director of the Department)	
of Healthcare and Family Services; MICHAEL)	
HOFFMAN, Acting Director of the Department of)	
Central Management Services; MICHAEL)	
FRERICHS, Treasurer of the State of Illinois;)	
SUSANA MENDOZA, Comptroller of the State of)	
Illinois,)	
)	
Defendants-Appellees.)	

NOTICE OF APPEAL

Plaintiffs-Appellants (“Plaintiffs”), by their undersigned counsel, hereby appeal to the Illinois Appellate Court, Fourth Judicial District, from the Circuit Court’s Order of December 28,

2017 granting the Section 2-619.1 Motion to Dismiss of Defendants-Appellees with prejudice and denying the Motion for Temporary Restraining Order and Preliminary Injunction of Plaintiffs. (A true and correct copy of the Circuit Court's December 28, 2017 written Docket Order is attached hereto and incorporated herein as Exhibit A.)

By this appeal, Plaintiffs will ask the Appellate Court to reverse the Circuit Court's December 28, 2017 Order, to grant the relief requested by Plaintiffs in their Motion For Temporary Restraining Order and Preliminary Injunction, to remand this cause for further proceedings, and for such additional or other relief as the Appellate Court may deem just and appropriate.

Respectfully submitted,

/s/Peter Breen
One of Plaintiffs-Appellants' Attorneys

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**In The Circuit Court
For The Seventh Judicial Circuit of Illinois
Sangamon County, Springfield, Illinois**

PROOF OF SERVICE

SPRINGFIELD RIGHT TO LIFE

VS.

Case Number: 2017-MR-001032

FELICIA NORWOOD

The undersigned certifies that service of the foregoing,
along with a copy of:

Docket Entry Dated December 28, 2017

Entry on Motion for Temporary Restraining Order and Motion t

Referred to herein, was made by enclosing a true copy thereof
plainly addressed to:

PETER BREEN
19 S LASALLE, STE 603
CHICAGO, IL 60603

On the following date: 12/28/2017

Sent by US Mail to the address listed above:

Sent by electronic mail: Yes

To the following e-mail address: pbreen@thomasmoresociety.org

Sangamon County Circuit Clerk

By Deputy Clerk: AMK



Exhibit
A

PAUL PALAZZOLO
SANGAMON COUNTY, CLERK OF CIRCUIT COURT
200 SOUTH 9TH STREET ROOM 405
SPRINGFIELD, IL 62701

Case: 2017-MR-001032
Filed: 11/30/2017

Type: Other
Status: Open

Assigned Judge: ASCHER
Report: Open

	Case Participant	Attorney
Plaintiff	SPRINGFIELD RIGHT TO LIFE	Lead: PETER BREEN
Plaintiff	LAKE COUNTY RIGHT TO LIFE COMM	Lead: PETER BREEN
Plaintiff	KNOX COUNTY RIGHT TO LIFE NFP	Lead: PETER BREEN
Plaintiff	MORGAN COUNTY RIGHT TO LIFE IN	Lead: PETER BREEN
	...More	

vs.

12/28/2017 Entry on Motion for Temporary Restraining Order and Motion to Dismiss Cause called for hearing on Defendants' Motion to Dismiss and Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction. Nancy Horath is the court reporter today's date. Plaintiffs present by Attorney Breen, Attorney Huff and Attorney Behnke. Defendants present by Attorney Khera, Attorney Wolfsmith and Attorney Hady. Arguments presented. Rulings spread of record. Defendants' Motion to Dismiss Pursuant to 735 ILCS 5/2-619.1 granted with prejudice. Plaintiff's Motion for Temporary Restraining Order and Preliminary Injunction denied. Cause stricken. CLERK DIRECTED TO SEND A COPY OF THIS DOCKET ENTRY TO ATTORNEYS OF RECORD.

Judge: ASCHER Reporter: NH Clerk: AK