

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

WILLIAM R. HAMPE, by and through his mother / guardian Jill Hampe, **RICHARD L. WINFREY, III**, and **ADAM CALE, OLIVIA WELTER** by and through her parents/guardians John Welter and Tamara Welter, **PHILLIP BARON**, by and through his mother/guardian Barbara Baron, **JESSICA L. LYTLE**, by and through her mother/guardian Judith A. Lytle, **JACOB STRACKA**, by and through his parents/guardians, David Stracka and Nicole Stracka, and **CHARLES STOUT**, individually and on behalf of a class,

Plaintiffs,

vs.

JULIE HAMOS, in her official capacity as Director of the Illinois Department of Healthcare and Family Services,

Defendant.

No. 10 C 3121

Judge Ruben Castillo

Magistrate Judge Arlander Keys

DEFENDANT’S MOTION FOR SUMMARY JUDGMENT

NOW COMES Defendant, JULIE HAMOS, in her official capacity as Director of the Illinois Department of Healthcare and Family Services, by and through her attorney, LISA MADIGAN, Attorney General of Illinois, and pursuant to Fed. R. Civ. P. 56, hereby moves this honorable Court for summary judgment in her favor and against the individual Plaintiffs and Plaintiff class members, on all claims, defenses and affirmative defenses she asserted. Defendant states that there is no genuine issue of material fact and that she is entitled to summary judgment as a matter of law. In support of her motion for summary judgment, Defendant submits the following: 1) Defendant’s Local Rule 56.1(a)(3) Statement of Material Facts; 2) Defendant’s Exhibits in Support of Her Motion for Summary Judgment; and 3) Defendant’s Memorandum of

Law in Support of Her Motion for Summary Judgment.

WHEREFORE, for the foregoing reasons and for all the reasons set forth in the materials filed in support of this Motion for Summary Judgment, Defendant prays that summary judgment be entered in her favor and against the individual Plaintiffs and all Plaintiff class members as to all claims and defenses.

Respectfully submitted,

By: /s/ Karen Konieczny
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