

**STATE OF ILLINOIS  
HUMAN RIGHTS COMMISSION**

James R. Thompson Center  
Murdock Room - IDHS  
100 West Randolph Street, Suite 5-300  
Chicago, IL 60601

Meeting of Panel C  
October 22, 2014  
11:00 A.M.

**MINUTES**

PRESENT:

**Commissioners:** Diane M. Viverito (Panel Chair)  
Rozanne Ronen  
David J. Walsh

**Staff:** Donyelle L. Gray  
Evelio Mora  
Byron M. Wardlaw  
Bricia Herrera

**Members of Public:** Mona Mustafa

**I. Call to Order**

A meeting of the Illinois Human Rights Commission Panel C was called to order on Wednesday, October 22, 2014 at 11:00 a.m. by Panel Chair Viverito.

Pursuant to the Illinois Open Meetings Act, 5 ILCS 120/1 *et seq.*, it was determined that:

- 1) A quorum of the public body was physically present at the meeting.

**II. Minutes**

The minutes from the July 30, 2014 meeting were approved as submitted by staff. Motion to approve the July 30, 2014 minutes made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**III. Contested Matter**

A. *Mona Mustafa v. NSI International, Inc.*  
Charge No.: 2010CF2063

ALS No.: 12-0574

Panel C declined review of the Complainant's Exceptions to the Recommended Order and Decision, thereby making the Recommended Order and Decision final. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

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**IV. Motion for an Immediate Decision**

- A. *Mona Mustafa v. NSI International, Inc.*  
Charge No.: 2010CF2063 ALS No.: 12-0574

Panel C denied Complainant's Motion for an Immediate Decision as the motion is moot. Motion made by Commissioner Viverito; seconded by Commissioner Ronen. Motion carried 3-0.

**V. Requests for Review**

- A. *Denis Dolan v. Direct Body of Chicago*  
Charge No.: 2009CP1885 ALS No.: 12-0059

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

- B. *Robert J. Mitchell v. Fox Med-Equip Services*  
Charge No.: 2010SF2056 ALS No.: 12-0084

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

- C. *Toni R. Jordan v. Pinnacle Opportunities, Inc.*  
Charge No.: 2010CF1492 ALS No.: 12-0085

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

- D. *Joan A. Conway v. Realty & Mortgage Co. (RP #1), Supera Asset Management, Inc. (RP #2), Admir Ajvaz (RP #3), Harold D. Rider (RP #4), Harold D. Rider, Jr. (RP #5) and Michael Supera (RP #6)*  
Charge No.: 2010CH1161 ALS No.: 11-0570

Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

- E. *Joan A. Conway v. 1100 West Roscoe, LLC, Co. (RP #1), Bil-Mar Management, LLC (RP #2) and Trishmer Corporation (RP #3)*  
Charge No.: 2010CH1646 ALS No.: 11-0350

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Panel C sustained the dismissal of the charge in the above-referenced matter for Lack of Substantial Evidence. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**VI. Motion to Find the Respondents in Default**

- A. *Joan A. Conway v. 1100 West Roscoe, LLC, Co. (RP #1), Bil-Mar Management, LLC (RP #2) and Trishmer Corporation (RP #3)*  
Charge No.: 2010CH1646 ALS No.: 11-0350

Panel C denied the Complainant's Motion to Find the Respondents in Default. Motion made by Commissioner Ronen; seconded by Commissioner Viverito. Motion carried 3-0.

**VII. Motion for Sanctions and Attorney Fees, FRCP Rule 11**

- A. *Joan A. Conway v. 1100 West Roscoe, LLC, Co. (RP #1), Bil-Mar Management, LLC (RP #2) and Trishmer Corporation (RP #3)*  
Charge No.: 2010CH1646 ALS No.: 11-0350

Panel C denied the Complainant's Motion for Sanctions and Attorney Fees, FRCP Rule 11 as such rule is not applicable to this matter. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**XIII. Petition for Fees and Costs Pursuant to 5300.765**

- A. *Joan A. Conway v. 1100 West Roscoe, LLC, Co. (RP #1), Bil-Mar Management, LLC (RP #2) and Trishmer Corporation (RP #3)*  
Charge No.: 2010CH1646 ALS No.: 11-0350

Panel C denied the Complainant's Petition for Fees and Costs Pursuant to 5300.765 as the Commission does not have the authority to grant such request. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**IX. Motion for Sanctions and Attorney Fees Under Federal Rules**

- A. *Joan A Conway v. Realty & Mortgage Co., Supera Asset Management, Inc., Admir Ajvaz, Harold D. Rider, Sr., Michel Supera and Harold D. Rider, Jr.*  
Charge No.: 2010CH1161 ALS No.: 11-0570

Panel C denied Complainant's Motion for Sanctions and Attorney Fees Under Federal Rules. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

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**X. Motion for Sanctions and Attorney Fees Supreme Court Rules**

- A. *Joan A Conway v. Realty & Mortgage Co., Supera Asset Management, Inc., Admir Ajvaz, Harold D. Rider, Sr., Michel Supera and Harold D. Rider, Jr.*  
Charge No.: 2010CH1161 ALS No.: 11-0570

Panel C denied the Complainant's Motion for Sanctions and Attorney Fees Supreme Court Rules. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**XI. Motion to Submit Additional Evidence**

- A. *Joan A Conway v. Realty & Mortgage Co., Supera Asset Management, Inc., Admir Ajvaz, Harold D. Rider, Sr., Michel Supera and Harold D. Rider, Jr.*  
Charge No.: 2010CH1161 ALS No.: 11-0570

Panel C denied the Complainant's Motion to Submit Additional Evidence. Motion made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

**XII. Motion for Leave to Subpoena and Stay Pending Disposition of Subpoena**

- A. *Robert Jakubowski v. SOI – Department of Corrections*  
Charge No.: 2012SF1530 ALS No.: 13-0174

Panel C denied the Complainant's Motion for Leave to Subpoena and Stay Pending Disposition of Subpoena. Motion made by Commissioner Viverito; seconded by Commissioner Walsh. Motion carried 3-0.

**XIII. Motion for Review, Lift Stay**

- A. *Robert Jakubowski v. SOI – Department of Corrections*  
Charge No.: 2012SF1530 ALS No.: 13-0174

Panel C granted the Complainant's Motion for Review, Lift Stay and the Complainant's Request for Review shall continue to proceed before the Illinois Human Rights Commission. Motion made by Commission Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

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**XIV. Motion to Stay**

A. *Monica Barry v. SOI – Department of Correction*  
Charge No.: 2012SF3212 ALS No.: 14-0377

Panel C granted the Complainant's Motion to Stay. Motion made by Commissioner Viverito; seconded by Commissioner Ronen. Motion carried 3-0.

**XV. Motion for Leave to File Motion to Correct Misnomer *Instanter*; Motion to Correct Misnomer; and Memorandum in Support of Motion to Correct Misnomer.**

A. *Jan Holloway v. Oak Ridge Rehabilitation Center*  
Charge No.: 2011CAA2185 ALS No.: 12-0569

Panel C granted the Complainant's Motion to Correct Misnomer *Instanter*. The name of the Respondent shall be correctly cited as Oakridge Nursing & Rehab Center, LLC. Motion made by Commissioner Ronen; seconded by Commissioner Viverito. Motion carried 3-0.

**XVI. Motion for Leave to File Reply to Respondent's Response to Complainant's Exceptions to the Court's Recommendation Order and Decision Dated June 18, 2014**

A. *Jerry C. Brown v. State of Illinois Department of Natural Resources, Waste Management & Research Center*  
Charge No.: 2006CF2612 ALS No.: 07-322

Panel C granted the Complainant's Motion for Leave to File Reply to Respondent's Response to Complainant's Exceptions to the Court's Recommendation Order and Decision Dated June 18, 2014. Motion made by Commissioner Walsh; seconded by Commissioner Ronen. Motion carried 3-0.

**XVII. Adjournment**

Motion to adjourn Panel C meeting at 12:09 p.m. made by Commissioner Ronen; seconded by Commissioner Walsh. Motion carried 3-0.

Respectfully submitted,

Donyelle L. Gray  
General Counsel  
Illinois Human Rights Commission