

The Appellate Strategist

INSIGHTS ON APPELLATE ISSUES, TRIAL CONSULTATIONS, AND EVALUATING APPEALS

Illinois Supreme Court Sets Civil Argument Schedule for May

May 1, 2011 by [Kirk Jenkins](#)

On Friday the Illinois Supreme Court published its [Call of the Docket](#) [pdf] for the May term, and the Court will hear oral argument in five civil cases. The cases, with the issue or issues presented in each, are:

May 11:

Palm v. 2800 Lake Shore Drive Condominium Association, No. 110505 – Are the provisions of the Chicago Condominium Ordinance giving the right to compel production of documents, and authorizing interim awards of attorneys' fees, preempted by purportedly conflicting state law? See [Civil Procedure](#).

May 17:

Sierra Club v. Illinois Pollution Control Board, No. 110882 – (1) Does a petitioner in an individual adjusted standard proceeding before the Illinois Pollution Control Board have a burden of proof with respect to the standards set forth in Section 27(a) of the Illinois Environmental Protection Act? (2) Must the Board make written findings or identify substantive evidence supporting its resolution of the Section 27(a) factors in such a proceeding? (3) Do environmental activist groups have standing to seek judicial review of the Board's decision in an individual adjusted standard proceeding? See [Government Law](#).

Petersen v. Petersen, No. 110984 – Where a judgment of marital dissolution, ordering the payment of child support, expressly reserves the issue of each party's obligation to contribute to the college or other education expenses of the parties' children, is a subsequent order allocating such expenses a "modification" of the child support order within the meaning of the Marriage and Dissolution of Marriage Act, 750 ILCS 5/510, such that only sums incurred on the notice date of the petition and afterwards may be awarded? See [Domestic Relations](#).

City of Chicago v. Stubhub! Incorporated, No. 111127 – May municipalities such as the City of Chicago require electronic intermediary services to collect and remit amusement taxes on resold tickets? (Certified by the United States Court of Appeals for the Seventh Circuit, [Case No. 09-3432](#), 624 F.3d 363.

Wirtz v. Quinn, No. 111903 – Does Public Act 96-34 violate the single subject rule of the Illinois Constitution? See [Government Law](#).