

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION**

Kyle Hadley,

Plaintiff(s),

v.

Brandon McGivern,

Defendant(s).

Case No: 2025CH05527
Calendar 7

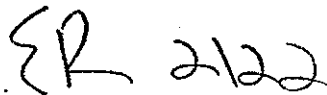
ORDER

THIS MATTER coming before the Court on Plaintiff's Motion to Strike Defendant's Affirmative Defenses, the Court having heard oral argument on September 29, 2025, and having taken the matter under advisement, the Court being fully advised on the matter. It is hereby ordered:

1. Plaintiff's Motion to Strike Defendant's Affirmative Defenses is GRANTED as follows:
 - a. Defendant's First Affirmative Defense (Statute of Frauds) is stricken without prejudice.
 - b. Defendant's Second Affirmative Defense (for fabricated evidence) is stricken with prejudice.
 - c. Defendant's Third Affirmative Defense (unclean hands) is stricken without prejudice.
 - d. Defendant's Fourth Affirmative Defense (first breach) is stricken without prejudice.
 - e. Defendant's Fifth Affirmative Defense (for professional misconduct and breach of fiduciary duty) is stricken with prejudice.
 - f. Defendant's Sixth Affirmative Defense (waiver, estoppel, and laches) is stricken without prejudice.
 - g. Defendant's Seventh Affirmative Defense (failure to state a claim) is stricken with prejudice.
 - h. Defendant's Eighth Affirmative Defense (abuse of process) is stricken with prejudice.
2. Defendant is granted leave to replead the affirmative defenses that were stricken without prejudice by on or before October 28, 2025.

3. This matter is set for status on the pleadings for October 30, 2025, at 9:30 a.m. via Zoom Teleconference (Meeting ID: 943 7767 4389; Passcode; 980847; Dial-in: (312) 626-6799). Defendant may present his motion to compel at this time.

Entered:

Handwritten signature of Judge Eve M. Reilly, consisting of the letters 'ER' followed by the number '2122'.

Judge Eve M. Reilly

Judge Eve M. Reilly

SEP 30 2025

Circuit Court-2122