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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
CHANCERY DIVISION

KYLE HADLEY,	)		
	)		
Plaintiff,	)		
	)		
v.	)	Case No.	2025-CH-05527
	)		
BRANDON MCGIVERN,	)	Judge	Eve M. Reilly
	)		
Defendant.	)	Courtroom	2405

PLAINTIFF’S REPLY IN SUPPORT OF JANUARY 2026 MOTION TO STAY
SUMMARY JUDGMENT BRIEFING SCHEDULE
PURSUANT TO ILLINOIS SUPREME COURT RULE 191(b)

Plaintiff, by and through counsel, respectfully submits this Reply in further support of his Motion to Stay the Summary Judgment Briefing Schedule and states as follows:

1. Defendant mischaracterizes Plaintiff’s Motion as a request for delay. It is not. Plaintiff seeks a temporary and targeted stay because the evidentiary record necessary to fairly adjudicate summary judgment has not yet been developed.
2. Summary judgment is appropriate only where there is no genuine issue of material fact and the movant is entitled to judgment as a matter of law; it is not a substitute for discovery. A party opposing summary judgment must have a meaningful opportunity to obtain discovery essential to justify its opposition.
3. Plaintiff has identified specific categories of outstanding discovery directly relevant to Defendant’s anticipated motion, which bear on disputed factual issues. Defendant does not meaningfully dispute that this discovery remains outstanding but instead relies on generalized assertions concerning the age of the case.

4. The relevant inquiry is whether the material facts necessary for adjudication have been fully developed—not how long the case has been pending. Requiring Plaintiff to brief summary judgment without access to necessary evidence would result in substantial prejudice and risk adjudication on an incomplete record.

5. The requested stay is limited and reasonable. Plaintiff seeks only sufficient time to complete targeted discovery so that any summary judgment determination rests on a complete evidentiary foundation and promotes accurate, efficient resolution of the issues.

Dated: March 2, 2026

Respectfully Submitted,

By: /s/Mason Cole
Attorney for the Plaintiff

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