

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

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SIMON BERNSTEIN IRREVOCABLE	)	Docket No. 13 C 03643
INSURANCE TRUST DTD 6/21/95,	)	
et al.,	)	
	)	
Plaintiffs,	)	Chicago, Illinois
	)	November 21, 2017
v.	)	9:41 a.m.
	)	
HERITAGE UNION LIFE INSURANCE	)	
CO.,	)	
	)	
Defendant.	)	

TRANSCRIPT OF PROCEEDINGS - Motion Hearing  
BEFORE THE HONORABLE JOHN ROBERT BLAKEY

APPEARANCES:

For the Plaintiff: THE SIMON LAW FIRM, by  
MR. DAVID SIMON  
303 East Wacker Drive  
Suite 210  
Chicago, IL 60601

For the Intervenor Plaintiff:  
  
STAMOS & TRUCCO LLP, by  
MR. JAMES J. STAMOS  
One East Wacker Drive  
Suite 300  
Chicago, IL 60601

Also Present via conference call:

MS. LISA FRIEDSTEIN

Court Reporter: LISA H. BREITER, CSR, RMR, CRR  
Official Court Reporter  
219 S. Dearborn Street, Room 1212  
Chicago, IL 60604  
(312) 818-6683  
lisa\_breiter@ilnd.uscourts.gov

1 (In open court.)

2 THE CLERK: All rise.

3 (Call to order.)

4 THE COURT: Court's in session. Please be seated.

5 Gloria, call the first case.

6 (Court and clerk conferring.)

7 (Clerk places telephone call.)

8 THE CLERK: Hi. Lisa, please.

9 MS. FRIEDSTEIN: This is.

10 THE CLERK: We're ready to call the case, okay?

11 MS. FRIEDSTEIN: Oh, you are?

12 THE CLERK: I'm sorry, I didn't hear you.

13 MS. FRIEDSTEIN: Let me get Jill on the phone. Should

14 I call back the number or stay on the phone?

15 THE CLERK: No, you can just stay on the line. We're

16 going to go ahead and call the case, okay?

17 MS. FRIEDSTEIN: Okay. I'm going to patch her in.

18 (Pause in proceedings.)

19 MS. FRIEDSTEIN: Okay. She's not answering. Okay, go

20 ahead.

21 THE CLERK: 13 C 63643, Simon Bernstein vs. Heritage

22 Union Life Insurance.

23 THE COURT: Good morning, Counsel. James Stamos for

24 the intervenor.

25 MR. SIMON: David Simon for plaintiff.

1 THE COURT: On the phone, can you state your name,  
2 please.

3 MS. FRIEDSTEIN: Lisa Friedstein.

4 THE COURT: The parties have submitted a revised  
5 proposed order. The previous one incorporated terms and  
6 materials that were not before the Court.

7 The Court's concern obviously has been addressed by  
8 the new filing, Docket Entry 302.

9 Gloria, that's going to be granted.

10 The agreed order now basically provides that the Court  
11 will disburse the interpleader funds, and the matter will be  
12 dismissed with prejudice without costs under Rule 41(a). And  
13 that will conclude the case, correct?

14 MR. STAMOS: Yes, sir, it is our fervent hope.

15 THE COURT: WELL, if it continues, it will not be  
16 continuing IN here.

17 MR. STAMOS: Yes, sir. Thank you very much, your  
18 Honor.

19 THE COURT: Good bless and Godspeed.

20 ATTORNEY 2: Thanks, your Honor. Have a happy  
21 holiday.

22 THE COURT: You too.

23 (Concluded at 9:47 a.m.)

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C E R T I F I C A T E

I certify that the foregoing is a correct transcript of the record of proceedings in the above-entitled matter.

/s/ LISA H. BREITER  
LISA H. BREITER, CSR, RMR, CRR  
Official Court Reporter

*November 22, 2017*