Hearing Date: No hearing scheduled
Location: <<CourtRoomNumber>>
Judge: Calendar, 64

FILED
8/7/2026 11:55 AM
Mariyana T. Spyropoulos
CIRCUIT CLERK
COOK COUNTY, IL
2025CH10558
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FILED DATE: 8/7/2026 11:55 AM 2025CH10558

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

COUNTY DEPARTMENT, CHANCERY DIVISION

FIRST BANK OF HIGHLAND PARK, a Division of First Bank Chicago, an Illinois Corporation,

Plaintiff,

v.

THE FULTON BUILDING, LLC, an Illinois limited liability company; MICHAEL FEDEROW, an Individual; and UNKNOWN OWNERS AND NON-RECORD CLAIMANTS,

Defendants.

Case No. 2025CH10558

MOTION FOR LEAVE TO FILE ANSWER INSTANTER

NOW COMES Defendant, MICHAEL FEDEROW ("Federow"), by and through his undersigned attorneys, and respectfully moves this Honorable Court for leave to file his Answer to Plaintiff's Verified Complaint for Foreclosure and Other Relief instanter, pursuant to 735 ILCS 5/2-1007, and in support thereof states as follows:

I. INTRODUCTION

Defendant Michael Federow ("Federow") moves for leave to file his Answer to Plaintiff's Verified Complaint for Foreclosure and Other Relief instanter. Federow's responsive pleading was not filed by the deadline because of an inadvertent calendaring error; his completed Answer is tendered with this Motion, and Plaintiff does not oppose the relief requested.

II. BACKGROUND

First Bank of Highland Park filed its Verified Complaint for Foreclosure and Other Relief on October 15, 2025. Federow's time to answer or otherwise plead has expired. Through an inadvertent calendaring error, no responsive pleading was filed on that date, and no order of default has been entered against Federow. Federow's Answer to the Verified Complaint is prepared and

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is tendered with this Motion as Exhibit A. Counsel for Plaintiff has been advised of this Motion and does not oppose the relief requested.

III. LEGAL STANDARD

On good cause shown, in the discretion of the court and on just terms, additional time may be granted for the doing of any act or the taking of any step or proceeding prior to judgment. 735 ILCS 5/2-1007. Illinois law favors the resolution of disputes on their merits rather than by default.

IV. ARGUMENT

Good cause exists to grant leave. The failure to file on time was the product of an inadvertent calendaring error, not a considered choice or an effort to delay the litigation. Federow has acted diligently to cure the omission: his Answer is complete and is tendered with this Motion (Ex. A), so leave to file instanter adds no delay and requires no further briefing schedule. Plaintiff will suffer no prejudice; it does not oppose this Motion, and the case will proceed on its existing course. Granting leave also serves the settled preference of Illinois courts for deciding cases on their merits rather than foreclosing a defense on a scheduling lapse. Because the Motion is unopposed, the Answer is ready to be filed, and no party is prejudiced, the requirements of section 2-1007 are satisfied.

V. CONCLUSION

For these reasons, Federow respectfully requests that the Court grant him leave to file his Answer instanter and deem the tendered Answer filed as of the date of the Court's order.

WHEREFORE, Defendant MICHAEL FEDEROW respectfully requests that this Honorable Court grant his Motion and:

a. Grant Defendant Michael Federow leave to file his Answer to Plaintiff's Verified Complaint for Foreclosure and Other Relief instanter;

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b. Deem the tendered Answer (Ex. A) filed as of the date of this Court's order; and,

c. Grant such other and further relief as this Honorable Court deems just and proper.

Dated: _____

Respectfully submitted,

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