

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

Illinois Collaboration on Youth, *et al.*,)
)
)
Plaintiffs,) Case No. 16 CH 6172
)
)
v.)
) Hon. Rodolfo Garcia
)
James Dimas, Secretary of)
the Illinois Department of Human)
Services, in his official capacity, *et al.*,)
)
)
Defendants.)

PLAINTIFFS' RENEWED MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs Illinois Collaboration on Youth, by their undersigned counsel, respectfully move that this Court: (1) set an immediate hearing date for; and (2) grant a preliminary injunction requiring the defendant state officials and defendant Comptroller to begin payment of bills and vouchers submitted by the plaintiff organizations for services performed. For the pendency of the suit, plaintiffs seek an order requiring payments for such bills and vouchers now overdue by 90 days or more. In the alternative, plaintiffs request that this motion for a preliminary injunction be consolidated with proceedings for a permanent injunction. In support of this motion, plaintiffs state as follows:

1. Plaintiffs have filed a Third Amended Complaint which sets forth the reasons for preliminary and permanent injunctive relief, notwithstanding the enactment of Public Act 99-524 otherwise known as the "stop gap budget."
2. Despite the stop gap budget, the harm originally sued on continues. Public Act 99-524 creates additional and new violations of plaintiffs' constitutional rights and inflicts additional irreparable injury.

3. Plaintiffs have an ascertainable right to payment for services performed that is in need of protection.
4. Plaintiffs have legal claims that are likely to succeed and raise a fair question of law.
5. Plaintiffs will suffer irreparable injury unless relief is granted, as set forth in the Third Amended Complaint as well as the affidavits of Anne Statton, Polly Poskin, Arlene Happach, Shannon Stewart, and Michael Turner.
6. As set forth in the Third Amended Complaint, plaintiffs have no adequate legal remedy, and Public Act 99-524 has unconstitutionally impaired any legal remedy for non-payment in the Court of Claims.
7. The balance of harms and the public interest strongly favor preliminary injunctive relief in order to continue the existing social service delivery system.
8. Plaintiffs seek leave to file a revised memorandum of fact and law in support of this motion for preliminary injunction by no later than the date of the status hearing set by this Court to determine a briefing schedule or response date by defendants to the motion.

WHEREFORE, plaintiffs request this Court to set an immediate hearing date on this motion for preliminary injunction and to grant such injunction on a preliminary or permanent basis and give plaintiffs leave to file a revised memorandum of fact and law by no later than July 25, 2016 so as to take account of recent events in the case.

Respectfully submitted,

Dated: July 20, 2016

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/s/ Sean Morales-Doyle
One of Plaintiffs' Attorneys