

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

THE CHICAGO PARK DISTRICT, an Illinois  
Municipal Corporation

Plaintiff,

v.

THE CHICAGO BEARS FOOTBALL CLUB, Inc.,  
a Delaware Corporation, and THE CHICAGO  
BEARS STADIUM, LLC, a Delaware Limited  
Liability Company,

Defendants.

Case No. 06-CV-3957

Honorable Blanche M. Manning  
Magistrate Judge Schenkier

**DEFENDANTS' MOTION TO DISMISS THE COMPLAINT OR, IN THE  
ALTERNATIVE, TO STAY PENDING ARBITRATION**

Defendants hereby move the Court, pursuant to Fed. R. Civ. P. 12(b)(1), to dismiss the Plaintiff's Complaint for lack of subject-matter jurisdiction over the claim for the reasons stated in the accompanying memorandum of law. In the alternative, Defendants move the Court, pursuant to 9 U.S.C. § 3, to stay these proceedings pending arbitration for reasons also stated in the accompanying memorandum of law.

Dated: July 31, 2006

Respectfully submitted,

The Chicago Bears Football Club, Inc. and  
The Chicago Bears Stadium, LLC

By: /s/ Patricia J. Fokuo

John N. Scholnick (ARDC #3125176)

Jay Williams (ARDC # 6195934)

Patricia J. Fokuo (ARDC #6277431)

SCHIFF HARDIN LLP

6600 Sears Tower

Chicago, Illinois 60606

(312) 258-5500 (telephone)

(312) 258-5600 (facsimile)

**CERTIFICATE OF SERVICE**

I, Patricia J. Fokuo, an attorney, hereby certify that I have served copies of the foregoing **Notice of Motion, Motion, and Memorandum In Support Of Defendants' Motion To Dismiss The Complaint Or, In The Alternative, To Stay Pending Arbitration**, by electronic filing and by Federal Express, overnight delivery, to the persons listed below on this 31st day of July, 2006.

Richard W. Burke  
George J. Lynch  
Aaron H. Stanton  
Burke, Warren, MacKay & Serritella, P.C.  
330 N. Wabash Ave., 22<sup>nd</sup> Floor  
Chicago, Illinois 60611-3607  
Facsimile: 312-840-7900

/s/ Patricia J. Fokuo  
Patricia J. Fokuo