

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

DAVID GROCHOCINSKI, not individually)	
but solely in his capacity as the Chapter 7)	
Trustee for the bankruptcy estate of)	
CMGT, INC.,)	
)	
Plaintiff,)	
)	
v.)	No. 06 CV 05486
)	
MAYER BROWN ROWE & MAW LLP and)	District Judge Virginia M. Kendall
RONALD B. GIVEN)	
)	
Defendants.)	

DESIGNATION OF RECORD ON APPEAL

Defendants, by their attorneys, Novack and Macey LLP, hereby submit their designation of the Record on Appeal pursuant to Federal Rule of Appellate Procedure 10 and Circuit Rule 10 of the United States Court of Appeals for the Seventh Circuit in connection with the appeal taken by R. Gerard Spehar (“Spehar”) in this matter, designated Seventh Circuit No. 11-1393.

To the extent the following pleadings are not included in the Record on Appeal, and were not designated to be included in the Record on Appeal by Spehar, Defendants respectfully request that the Clerk of the United States District Court for the Northern District of Illinois include them therein:

<u>Date Filed</u>	<u>Docket Number</u>	<u>Docket Text</u>
04/28/2010	173	MOTION by Movant Gerard Spehar to Intervene
04/28/2010	174	MOTION by Movant Gerard Spehar to alter judgment or amend
05/27/2010	200	RESPONSE by Defendants in Opposition to R. Gerard Spehar Motion to intervene

06/10/2010	204	SUPPLEMENT to Spehar motion to alter or amend by Gerry Spehar
06/10/2010	205	REPLY by Movant Gerard Spehar in support of his motion to intervene
02/03/2011	213	MINUTE entry before Honorable Virginia M. Kendall: Enter MEMORANDUM, OPINION AND ORDER: For the reasons set forth above, the Court denies Spehar's Motion to Intervene and Dismisses his Motion to Alter or Amend as moot.
02/03/2011	214	MEMORANDUM Opinion and Order Signed by the Honorable Virginia M. Kendall on 2/3/2011.
02/16/2011	218	NOTICE of appeal by Gerard Spehar regarding orders 214, 213.

Respectfully submitted,

MAYER BROWN LLP and RONALD B. GIVEN

By: /s/ Stephen Novack
One Of Their Attorneys

Stephen Novack
Mitchell L. Marinello
Steven J. Ciszewski
Novack and Macey LLP
100 N. Riverside Plaza
Chicago, IL 60606
(312) 419-6900
Doc. #417610

CERTIFICATE OF SERVICE

Stephen Novack, an attorney, hereby certifies that he caused a true and correct copy of the foregoing Designation of Record on Appeal to be served through the ECF system upon the following:

Edward T. Joyce
Arthur W. Aufmann
Robert D. Carroll
Edward T. Joyce & Assoc., P.C.
11 South LaSalle Street
Chicago, IL 60603

David Edward Morgans
Myers & Miller, LLC
Thirty North LaSalle Street
Suite 2200
Chicago, IL 60602

and by U.S. Mail, proper postage prepaid, upon the following:

Gerard Spehar
1625 Grandview Avenue
Glendale, CA 91201

on this 1st day of March, 2011.

/s/ Stephen Novack