**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 5486
MAYER BROWN ROWE & MAW LLP and RONALD B. GIVEN	)))	District Judge Virgina M. Kendall
Defendants.	))	

DESIGNATION OF RECORD ON APPEAL

Defendants, by their attorneys, Novack and Macey LLP, hereby submit their Designation
of 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 Defendants in this matter on November 15, 2011, designated Seventh Circuit No. 11-3597
("Defendants' Appeal"). Defendants' Appeal was consolidated with the previous appeals by
Plaintiff David Grochocinski, designated Seventh Circuit No. 10-2057 ("Plaintiff's Appeal"),
and non-party R. Gerard Spehar, designated Seventh Circuit No. 11-1393 ("Spehar's Appeal").

The record on appeal for Defendants' Appeal should include all items previously
designated by the parties to be included in the record on appeal for Plaintiff's Appeal and
Spehar's Appeal, which designations are set forth in the previously filed Designations of Record
on Appeal and Plaintiff's Motion to Supplement Record on Appeal and Minute Order related
thereto, all of which are attached hereto as Group Exhibit 1. In addition to those previously
designated items, Defendants respectfully request that the Clerk of the United States District

Court for the Northern District of Illinois include the following items in the Record on Appeal

for Defendants' Appeal:

Date Filed	Docket Number	Docket Text
April 29, 2010	176	MOTION by Defendants Ronald B Given, Mayer Brown Rowe & Maw LLP for sanctions.
April 29, 2010	177	MEMORANDUM by Ronald B Given, Mayer Brown Rowe & Maw LLP in support of motion for sanctions 176.
May 17, 2010	193	MOTION by Plaintiff David Grochocinski to dismiss for lack of jurisdiction.
May 17, 2010	195	Memorandum of Law in support of David Grochocinski's Motion to Dismiss Defendants' Motion for Sanctions.
April 18, 2011	241	REPLY by Defendants Ronald B Given, Mayer Brown Rowe & Maw LLP to memorandum in support of motion 177, motion for sanctions 176 Against Edward T. Joyce & Associates, P.C.
April 18, 2011	242	REPLY by Defendants Ronald B Given, Mayer Brown Rowe & Maw LLP to memorandum in support of motion 177, motion for sanctions 176 Against David Grochocinski, Bankruptcy Trustee for CMGT, Inc.
June 30, 2011	246	MINUTE entry before Honorable Virginia M. Kendall.
June 30, 2011	247	MEMORANDUM Opinion and Order Signed by the Honorable Virginia M. Kendall.
July 8, 2011	249	PETITION by Defendants for Attorneys' Fees and Costs.
July 22, 2011	250	RESPONSE to Defendants' Petition for Attorneys' Fees and Costs 249.
October 17, 2011	255	WRITTEN Opinion entered by the Honorable Virginia M. Kendall.
November 15, 2011	256	NOTICE of appeal by Ronald B Given, Mayer Brown Rowe & Maw LLP regarding orders 247 , 246 , 255.

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
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<u>CERTIFICATE OF SERVICE</u>

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 28th day of November, 2011.

<div style="text-align: right;">

_____/s/ Stephen Novack_____

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