

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

DAVID GROCHOCINSKI, not individually,)	
but solely in his capacity as the Chapter 7)	
Trustee for the bankruptcy estate of)	
CMGT, INC.)	
Plaintiff,)	No. 06 C 5486
)	
v.)	Judge Virginia M. Kendall
)	
MAYER BROWN ROWE & MAW LLP,)	Magistrate Judge Morton Denlow
RONALD B. GIVEN, and CHARLES W.)	
TRAUTNER,)	
)	
Defendants.)	

PLAINTIFF’S SUBMISSION REGARDING *DEXIA CREDIT LOCAL V. ROGAN*, 231 F.R.D. 287 (N.D. Ill. 2005).

On May 14, 2008, this Court heard oral argument on Plaintiffs’ fully briefed memorandum in support of his privilege log assertions. In Plaintiff’s opening brief, he cited *Dexia Credit Local v. Rogan*, 231 F.R.D. 268 (N.D.Ill 2004) in support of his argument that the “common interest” doctrine applies. During oral argument, this Court referred to *Dexia Credit Local v. Rogan*, 231 F.R.D. 287 (N.D.Ill 2005.) Because that case was not addressed in the parties’ briefs, this Court gave the parties leave to file a supplemental brief addressing that case’s findings regarding the common interest doctrine. Plaintiff appreciates being given the opportunity to file a brief addressing that case, but Plaintiff is going to stand on the arguments submitted in his briefs and during oral argument.

Dated: May 19, 2008

Respectfully submitted,
DAVID GROCHOCINSKI, not individually,
but solely in his capacity as the Chapter 7
Trustee for the bankruptcy estate of
CMGT, INC.

BY: /s/ Robert D. Carroll
Plaintiff’s attorneys

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