

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

NORDSTROM CONSULTING INC. and
INNOVA SYSTEMS INC.,
Plaintiffs,
v.
M&S TECHNOLOGIES, INC., J. ANTHONY AND
ASSOCIATES, INC., MR. JOSEPH MARINO, and
MR. KEVIN BUTLER,
Defendants.
Civil Action No. 06 C 3234
The Honorable John W. Darrah
Magistrate Judge Martin C. Ashman

NOTICE OF MOTION

TO: Jody L. Factor, Edward L. Bishop, Patrick J. Smith, Factor & Lake, Ltd., 1327 West
Washington Boulevard, Suite 5G/H, Chicago, Illinois 60607

PLEASE TAKE NOTICE THAT on Thursday, July 20, 2006, at 9:00 a.m., or as soon
thereafter as counsel may be heard, the undersigned shall appear before the Honorable John W.
Darrah or any judge sitting in his stead, in the courtroom usually occupied by him at the United
States District Courthouse for the Northern District of Illinois, 219 South Dearborn Street,
Chicago, Illinois, 60604, and then and there present the attached Joseph Marino's Motion to
Dismiss Complaint for Failure to State a Claim and accompanying Memorandum in support
thereof, copies of which are hereby served upon you.

Date: July 12, 2006

s/ Edward E. Clair/
Mark W. Hetzler
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*Attorneys for Defendants*

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **KEVIN BUTLER'S MOTION TO DISMISS COMPLAINT** was electronically filed on **July 12, 2006** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Jody L. Factor  
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1327 W. Washington Blvd.  
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