

Thomas B. Sperry
321 North Lincolnway
North Aurora, IL 60542

November 19, 2001

The Honorable Donald J. Fabian
Kane County Court House
100 South Third St. - Courtroom 320
Geneva, IL 60134

Re: Ford Motor Credit Company & Sycamore Auto Center, Inc.
v. Thomas B. Sperry, d/b/a Thomas B. Sperry, Inc.

FILED
ENTERED
2001 NOV 19 A 9:52
DEBORAH SEVILET
CIRCUIT COURT CLERK
KANE COUNTY, IL

Dear Judge Fabian:

Please find enclosed a copy of a letter, dated November 15, 2001, sent to me by attorney Mary K. Schulz, of Schulz & Associates, P.C., who has been appearing on behalf of Ford Motor Credit Company.

Ms. Schulz refers to a specific order to produce documents on Friday, November 16th. I have never been issued such an order, and do not believe that such an order was ever actually issued by you.

Did your Honor give up control of your court to Ms. Schulz to issue orders in your name, or has she unlawfully usurped jurisdiction of this court on her own?

Whose orders am I expected to follow, yours or hers?

In her letter, Ms. Schulz indicates that monetary sanctions against me will be granted for not following her orders.

It is my intention to comply with the law at all times. Until the judiciary resolves who has the authority in your courtroom, you or Mary K. Schulz, I will not be attending. Please let me know when the next court hearing will be held and who is in charge in this court.

I further call your Honor's attention to the court file which discloses that Ms. Schulz has already been fully paid by Ford Motor Credit Company. Is Ms. Schulz attempting to double bill for her services?

The original complaint was filed for Ford Motor Credit Company by their attorneys, Vigil Berkley Schulz & Gordon, P.C. Since that time no further Notices of Appearances of any nature, whether additional or successor, have been filed with this court relative to Ford Motor Credit Company. Therefore the only lawful

Thomas B. Sperry
321 North Lincolnway
North Aurora, IL 60542

The Honorable Donald J. Fabian
November 19, 2001
Page 2

representative of Ford Motor Credit Company to appear in this court is Vigil Berkley Schulz & Gordon, P.C.

Mary K. Schulz, of Schulz & Associates, P.C. is not currently a member of that corporation, and cannot currently lawfully appear in this court on behalf of Vigil Berkley Schulz & Gordon, P.C.

In her previous letter to you dated November 13, 2001, Ms. Schulz cites the case of Vernon v. Schuster, 179 Ill.2d 338 (1997). That case concerns whether a sole proprietorship of a son succeeds the sole proprietorship of his father, upon the father's death. That case has nothing to do with the relationship of a sole proprietorship and a corporation. Was Ms. Schulz intending to mislead this court?

I call this court's attention to the fact that in the lease with Sycamore Auto Center, Inc., my professional degree was listed, i.e., D.C. (Doctor of Chiropractic) and not a business designation. There never was a reference to a corporation in the lease, until Ms. Schulz attempted to create a corporation which did not exist at that time in 1994 in her complaint.

When the Kane County Circuit Court determines whether Judge Fabian or Mary K. Schulz controls this court and has the lawful authority to issue any orders, who lawfully represents Ford Motor Credit Company, and then advises me of the final determination and sets a date and time certain for the next hearing, I shall then appear in court.

Yours truly,

Thomas B. Sperry

Encl:

cc: Mary K. Schulz (w/out encl.)
Barry Robins (w/out encl.)
Court file LKA 94 999
Chief Judge Grant S. Wegner

bcc: