

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

ANNABEL K. MELONGO, )  
)  
Plaintiff, )

v. )

ASA ROBERT PODLASEK; ASA JULIE )  
GUNNINGL; INVESTIGATOR KATE )  
O'HARA (Star No. 423); INVESTIGATOR )  
JAMES DILLON (Star No. 1068); )  
INVESTIGATOR ANTONIO RUBINO (Star )  
No. 5043); INVESTIGATOR RICH LESIAK )  
(Star No. 5000); UNKNOWN COOK COUNTY )  
SHERIFF OFFICERS; DR. MATTHEW S. )  
MARKOS; ASST. ATTY. GENERAL KYLE )  
FRENCH; COOK COUNTY SHERIFF )  
THOMAS DART; ASA RANDY ROBERTS; )  
SCHILLER PARK DET. WILLIAM MARTIN; )  
CAROL SPIZZIRRI. )

Defendants.

**REQUEST FOR  
ENTRY OF DEFAULT**

13-CV-04924

Pursuant to Rule 55(a) of the Federal Rules of Civil Procedure, Plaintiff, ANNABEL MELONGO, by and through her attorney, JENNIFER BONJEAN, requests entry of default against Defendants Carol Spizzirri and Dr. Matthew S. Markos for failure to Answer or otherwise respond to the Complaint within the time period allowed.

1. The above-captioned action was commenced with issuance of a Summons for each defendant and the filing of the Amended Complaint on June 5, 2014. A second Amended Complaint was filed on November 5, 2014.

2. Defendant Marcos was served with the Summons and Amended Complaint by

personal Service on June 25, 2014. (Exhibit A)

3. Defendant Spizzirri was served with the Summons and Second Amended Complaint by personal service on November 19, 2014 (Exhibit B)

4. Defendants Spizzirri and Markos have failed to plead or otherwise file a response to Plaintiff's Complaint within 21 days, the time period allowed.

5. Defendant Marcos is neither an infant, incompetent person, nor a member of the military of the United States.

6. Defendant Spizzirri is neither an infant, incompetent person, nor a member of the military of the United States.

WHEREFORE, Plaintiff respectfully requests that default be entered against Defendants Spizzirri and Marcos

/s/ Jennifer Bonjean  
JENNIFER BONJEAN  
Attorney for Plaintiff

Dated: June 18, 2015

# EXHIBIT A

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 13 CV 04924

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* DR MATTHEW MARKOS FORENSIC CLINICAL SERVICE was received by me on *(date)* 06/24/2014

I personally served the summons on the individual at *(place)* \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* ELENA TAPIA ADMINISTRATIVE ASSISTANT, who is designated by law to accept service of process on behalf of *(name of organization)* FORENSIC CLINICAL SERVICE 2650 S CALIFORNIA, CHICAGO, IL. 60608 on *(date)* 06/25/2014 ; or

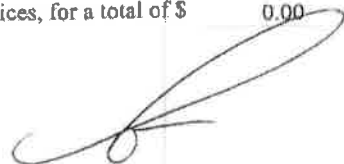
I returned the summons unexecuted because \_\_\_\_\_ ; or

Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: 06/25/2014



*Server's signature*

LARRY BIELA / SPECIAL PROCESS SERVER  
*Printed name and title*

4210 W IRVING PARK ROAD  
CHICAGO, IL. 60641  
ILLINOIS LICENSE 115-001755

*Server's address*

Additional information regarding attempted service, etc:

\*\* SERVICE ADDRESS, FORENSIC CLINICAL SERVICE, 2650 S CALIFORNIA, ROOM 1001, CHICAGO, IL. 60608

# EXHIBIT B



20141113150408

AO 440 (Rev. 10/93) Summons in a Civil Action	<b>RETURN OF SERVICE</b>
SERVICE OF: EFFECTED (1) BY ME: TITLE:	<b>SUMMONS, SECOND AMENDED COMPLAINT, CIS, TRACK ASSIGNMENT NOTICE</b> <u>Oscar De Pineres</u> <b>PROCESS SERVER</b>
	DATE: <b>11/19/14 05:20pm</b>

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

Served personally upon the defendant

CAROL J. SPIZZIRRI

Place where served:

1930-285 W. SAN MARCUS BLVD. SAN MARCOS CA 92078

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

**Scott Anderson**

Relationship to defendant Household member

Description of Person Accepting Service:

SEX: **M** AGE: **60's** HEIGHT: **5'11** WEIGHT: **210** SKIN: **Cauc** HAIR: **Gray** OTHER: \_\_\_\_\_

To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER		
TRAVEL\$ _____	SERVICES \$ _____	TOTAL \$ _____

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 11 / 20 / 2014

*Oscar De Pineres* L.S.

SIGNATURE OF Oscar De Pineres  
GUARANTEED SUBPOENA SERVICE, INC.  
2009 MORRIS AVENUE  
UNION, NJ 07083

ATTORNEY: JENNIFER BONJEAN, ESQ.  
PLAINTIFF: ANNABEL K. MELONGO  
DEFENDANT: ASA ROBERT PODLASEK, ET AL  
VENUE: DISTRICT  
DOCKET: 1 13 CV 04924  
COMMENT:

JB

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
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THOMAS DART; ASA RANDY ROBERTS;  
SCHILLER PARK DET. WILLIAM MARTIN;  
CAROL SPIZZIRRI.

Defendants.

AFFIDAVIT IN SUPORT  
OF REQUEST FOR  
ENTRY OF DEFAULT

13-CV-04924

1. I am an attorney licensed to practice law in the State of Illinois.
2. I am the founder and owner of the Bonjean Law Group, PLLC whose principal offices are located at 1000 Dean St., Ste. 345, Brooklyn, NY 11238.
3. The Bonjean Law Group, PLLC represents the Plaintiff in this case and filed an Amended Complaint against the above-name Defendants on June 5, 2014.
4. Defendant Spizzirri was properly served with a Summons and a copy of the Second Amended Complaint by personal service on November 19, 2014.
5. Defendant Markos was properly served with a Summons and a copy of the

First Amended Complaint by personal service on June 25, 2014.

6. Affidavits of service have been filed with the clerk of the Court.

7. To date, defendants Spizzirri and Markos have not filed an appearance in this matter, answered the Complaint, or filed any type of response within the time allotted by the rules.



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JENNIFER BONJEAN

Subscribed and Sworn to Before  
Me on this 18th Day of June, 2015



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NOTARY PUBLIC

