

**United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 6.3.1 (Chicago)
CIVIL DOCKET FOR CASE #: 1:18-cv-02288**

Heberle v. Spence
Assigned to: Honorable Jorge L. Alonso
Demand: \$500,000
Cause: 15:78m(a) Securities Exchange Act

Date Filed: 03/29/2018
Date Terminated: 02/14/2019
Jury Demand: None
Nature of Suit: 850
Securities/Commodities
Jurisdiction: Federal Question

Plaintiff

Kevin Heberle
*individually and on behalf of others
similar situated*

represented by **Adam S. Tracy**
The Tracy Firm, Ltd.
The Chicago Board of Trade
141 W. Jackson Blvd.
Suite 2172
Chicago, IL 60604
(312) 754-9499
Email: at@tracyfirm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Julian Spence
also known as
Juvane Bryan Spence

Date Filed	#	Docket Text
03/29/2018	<u>1</u>	COMPLAINT filed by KEVIN HEBERLE; Filing fee \$ 400, receipt number 0752-14294122.(Tracy, Adam) (Entered: 03/29/2018)
03/29/2018	<u>2</u>	CIVIL Cover Sheet (Tracy, Adam) (Entered: 03/29/2018)
03/29/2018	<u>3</u>	ATTORNEY Appearance for Plaintiff KEVIN HEBERLE by Adam S. Tracy (Tracy, Adam) (Entered: 03/29/2018)
03/29/2018		CASE ASSIGNED to the Honorable Jorge L. Alonso. Designated as Magistrate Judge the Honorable Michael T. Mason. (meg,) (Entered: 03/30/2018)

03/30/2018	<u>4</u>	NOTICE TO THE PARTIES - The Court is participating in the Mandatory Initial Discovery Pilot (MIDP). The key features and deadlines are set forth in this Notice which includes a link to the (MIDP) Standing Order and a Checklist for use by the parties. In cases subject to the pilot, all parties must respond to the mandatory initial discovery requests set forth in the Standing Order before initiating any further discovery in this case. Please note: The discovery obligations in the Standing Order supersede the disclosures required by Rule 26(a)(1). Any party seeking affirmative relief must serve a copy of the following documents (Notice of Mandatory Initial Discovery and the Standing Order) on each new party when the Complaint, Counterclaim, Crossclaim, or Third-Party Complaint is served. (ew,) (Entered: 03/30/2018)
04/02/2018	<u>5</u>	EXHIBITS (Tracy, Adam) Docket Text Modified by Clerks Office (ew,). (Entered: 04/02/2018)
04/03/2018		SUMMONS Issued as to Defendant Julian Spence (jp,) (Entered: 04/03/2018)
04/16/2018	<u>6</u>	MINUTE entry before the Honorable Jorge L. Alonso: Initial status hearing set for 5/15/18 at 9:30 a.m. Parties shall review and comply with Judge Alonso's Standing Order on The Mandatory Initial Discovery Pilot Project on his website. Notices mailed by judge's staff (ntf,) (Entered: 04/16/2018)
04/17/2018		ALIAS Summons Issued as to Defendant Julian Spence. (jjr,) (Entered: 04/17/2018)
04/20/2018	<u>7</u>	REQUEST for Clerk of Court to refund filing fee, receipt no. 47.00, (Tracy, Adam) (Entered: 04/20/2018)
05/03/2018	<u>8</u>	NOTICE by Adam S. Tracy of Change of Address (Tracy, Adam) (Entered: 05/03/2018)
05/15/2018	<u>9</u>	MINUTE entry before the Honorable Jorge L. Alonso: Case set for status on 5/15/18, Plaintiff's counsel failed to appear. Initial status hearing reset to 6/20/18 at 9:30 a.m. Parties shall review and comply with Judge Alonso's Standing Order on The Mandatory Initial Discovery Pilot Project on his website. Plaintiff's counsel is warned that failure to appear at the status hearing on 6/20/18, may result in this case being dismissed for want of prosecution. Notices mailed by judge's staff (ntf,) (Entered: 05/15/2018)
05/21/2018		ALIAS Summons Issued as to Defendant Julian Spence. (yt) (Entered: 05/21/2018)
06/17/2018	<u>10</u>	AFFIDAVIT of Service filed by Plaintiff Kevin Heberle <i>Affidavit of Non-Service</i> (Tracy, Adam) (Entered: 06/17/2018)
06/20/2018	<u>11</u>	MINUTE entry before the Honorable Jorge L. Alonso: Status hearing held and continued to 8/22/18 at 9:30 a.m. The time for service pursuant to FRCP 4(m) is extended to 8/22/18. Notices mailed by judge's staff (ntf,) (Entered: 06/20/2018)
07/18/2018		ALIAS Summons Issued as to Defendant Julian Spence. (rc,) (Entered: 07/18/2018)
07/24/2018	<u>12</u>	AFFIDAVIT of Service filed by Plaintiff Kevin Heberle regarding Summons and Complaint served on JUVANE BRYAN SPENCE on 07/19/2018 (Tracy, Adam) (Entered: 07/24/2018)

08/22/2018	<u>13</u>	MINUTE entry before the Honorable Jorge L. Alonso: Status hearing held and continued to 9/12/18 at 9:30 a.m. Defendant failed to appear. Notice mailed by judge's staff (ntf,) (Entered: 08/22/2018)
09/11/2018	<u>14</u>	MOTION by Plaintiff Kevin Heberle for order of <i>default</i> (Tracy, Adam) (Entered: 09/11/2018)
09/11/2018	<u>15</u>	NOTICE of Motion by Adam S. Tracy for presentment of motion for order <u>14</u> before Honorable Jorge L. Alonso on 9/27/2018 at 09:30 AM. (Tracy, Adam) (Entered: 09/11/2018)
09/12/2018	<u>16</u>	MINUTE entry before the Honorable Jorge L. Alonso: Status hearing held and continued to 9/27/18 at 9:30 a.m. Defendant failed to appear. Notices mailed by judge's staff (ntf,) (Entered: 09/12/2018)
09/27/2018	<u>17</u>	MINUTE entry before the Honorable Jorge L. Alonso: Motion hearing held. Plaintiff's motion for order of default against defendant <u>14</u> is granted. Defendant Julian Spence is held in default. Prove up set for 10/18/2018 at 09:30 AM. Mailed notice (clw,) (Entered: 09/27/2018)
10/17/2018	<u>18</u>	MOTION by Plaintiff Kevin Heberle to certify class (Tracy, Adam) (Entered: 10/17/2018)
10/17/2018	<u>19</u>	NOTICE of Motion by Adam S. Tracy for presentment of motion to certify class <u>18</u> before Honorable Jorge L. Alonso on 10/30/2018 at 09:30 AM. (Tracy, Adam) (Entered: 10/17/2018)
10/18/2018	<u>20</u>	MINUTE entry before the Honorable Jorge L. Alonso: Status hearing held. Notice mailed by judge's staff (ntf,) (Entered: 10/18/2018)
10/30/2018	<u>21</u>	MINUTE entry before the Honorable Jorge L. Alonso: Motion hearing held. Plaintiff's motion to certify class <u>18</u> is entered and continued to 11/29/18 at 9:30 a.m. Plaintiff shall supplement his motion to certify class, consistent with the court's comments on the record, by 11/20/18. Notices mailed by judge's staff (ntf,) Modified on 11/29/2018 (ntf,). (Entered: 10/30/2018)
11/26/2018	<u>22</u>	MOTION by Plaintiff Kevin Heberle to certify class <i>AMENDED</i> (Attachments: # <u>1</u> Exhibit A)(Tracy, Adam) (Entered: 11/26/2018)
11/29/2018	<u>23</u>	MINUTE entry before the Honorable Jorge L. Alonso: Motion hearing held. Plaintiff's motion for class certification <u>18</u> is denied as moot. For the reasons stated on the record, Plaintiff's amended motion for class certification <u>22</u> is denied. Status hearing set for 12/20/18 at 9:30 a.m. Notices mailed by judge's staff (ntf,) (Entered: 11/29/2018)
12/20/2018	<u>24</u>	MINUTE entry before the Honorable Jorge L. Alonso: Status hearing held and continued to 1/15/19 at 9:30 a.m. Notices mailed by judge's staff (ntf,) (Entered: 12/20/2018)
01/14/2019	<u>25</u>	NOTICE of Motion by Adam S. Tracy for presentment of before Honorable Jorge L. Alonso on 2/14/2019 at 09:30 AM. (Tracy, Adam) (Entered: 01/14/2019)

01/14/2019	<u>26</u>	MOTION by Plaintiff Kevin Heberle for default judgment as to <i>Defendant Juvane Bryan Spence</i> (Attachments: # <u>1</u> Exhibit Affidavit of Plaintiff)(Tracy, Adam) (Entered: 01/14/2019)
01/15/2019	<u>27</u>	MINUTE entry before the Honorable Jorge L. Alonso: Case called for status, Plaintiff's counsel failed to appear. Status hearing previously set for 1/15/19 is stricken and reset to 2/14/19 at 9:30 a.m. Notice mailed by judge's staff (ntf,) (Entered: 01/15/2019)
02/14/2019	<u>28</u>	MINUTE entry before the Honorable Jorge L. Alonso: Motion hearing held. For the reasons stated on the record, Plaintiff's motion for entry of default judgment <u>26</u> is granted. Enter Judgment Order. Civil case terminated. Notice mailed by judge's staff (ntf,) (Entered: 02/14/2019)
02/19/2019	<u>29</u>	JUDGMENT ORDER. Signed by the Honorable Jorge L. Alonso on 2/19/2019. Notice mailed by judge's staff (ntf,) (Entered: 02/19/2019)

Note: Links in this docket are stored in the PACER system (Public Access to Court Electronic Records). PACER is a service of United States Judiciary. To view and retrieve the linked documents from PACER, you must be a registered user. To register, fill out one of the registration forms available on the PACER site. The United States Congress has given the Judicial Conference of the United States, the judicial governing body of the U.S. Federal Courts, authority to impose user fees for electronic access to case information. For more information visit the PACER site at <http://pacer.psc.uscourts.gov/pacerdesc.html>