

This form is approved by the Supreme Court of Illinois and is required to be accepted.

<p>Instructions ▼</p> <p>Check the box to the right if your appeal involves custody, visitation, or removal of a child.</p>	<p><input type="checkbox"/> THIS APPEAL INVOLVES A MATTER SUBJECT TO EXPEDITED DISPOSITION UNDER RULE 311(a).</p> <p style="text-align: center;">Case No.: _____</p>
<p>Enter the Supreme Court case number if one has been assigned.</p>	<p>IN THE SUPREME COURT OF ILLINOIS</p>
<p>If the case name in the trial and/or appellate court began with "In re" (e.g., "In re Marriage of Jones"), enter that name. Below that, enter the names of the parties as they appear in the trial/appellate court, and check the correct boxes to show which party filed the appeal in the Supreme Court ("appellant") and which party is responding to the appeal ("appellee").</p>	<p>In re _____</p> <p><u>NATIONSTAR L.L.C. dba MISTER COOPER</u> Plaintiff/Petitioner in trial court Appellee</p> <p style="text-align: center;">v.</p> <p><u>GEORGE TOLBERT</u> <input type="checkbox"/> Defendant/Respondent in trial court (First, middle, last names) Appellant</p> <p style="text-align: center;"><input type="checkbox"/> <input type="checkbox"/></p>
<p>To the far right, enter the number of the appellate district, appellate court case number, trial court county, trial court case number, and trial judge's name.</p>	<p>Appeal from the Appellate Court, SEVENTH CIRCUIT _ CASE NUMBER 22-2033</p> <p>UNITED STATES NORTHER DISTRICT CASE NUMBER 1-21-CV06922 _____</p> <p>Appeal from the Circuit Court of _____ County</p> <p>Trial Court Case No.: 17 CH 08809 _____</p> <p style="text-align: right;">Honorable <u>LYNN WEAVER</u> Judge, Presiding</p>

MOTION

1. GEORGE TOLBERT 2. PLAINTIFF IN THE SUPREME COURT OF ILLINOIS
 DEFENDANT IN CIRCUIT
 COURT

FILED BY

1. what you want the court to do for you: _____

REQUEST FOR MORE TIME TO FILE PETITION WRIT OF CERTIORARI: A MOTION TO DISMISS
 DEFAULT JUDGMENT OF FORECLOSURE/ DISMISS JUDGMENT OF FORECLOSURE
 AND OTHER RELIEF; UNDER RULE 37 FAILURE TO MAKE DISCLOSURE AND COOPERATE IN
 DISCOVER; SANTIONS: REQUESTING; 60 DAYS

2. WRITE DOWN THE REASONS WHY THE COURT SHOULD WHAT YOU HAVE ASKED:
THIS PETITIONER NEEDS MORE TIME TO PREPARE AND FILE AN WRIT OF CERTIORARI.

THIS PETITIONER IS REQUESTING THE SUPREME COURT OF ILLINOIS TO INTERVENE IN ITS EXECUTIVE SUPERVISORY CAPASITY IN THIS MATTER WHERE THERE HAS BEEN NO RESOLUTION IN THESE MATTER IN THE LOWER COURTS. THIS MOVANT HAS REQUESTED INFORMATION AND HAS GIVEN NOTICE OF ERROR CONCERNING MANY ISSUES. THE ALLEGATIONS HAVE BEEN PROVEN /VARIFIED BY THE EXHIBITS PRESENTED THEREIN:

EASH OF THE LOWER COURT HAVE BEEN WRONG TO NOT COMPELL NATIONSTAR TO PRODUCE THE REQUESTED INFORMATION. THIS PETITIONER HAS UNDER DISCOVERY, WRITTEN INEROGATIVE SUBPONEA MOTION TO COMPELL MOTION TO PRODUCE MOTION TO PRODUCE DOCUMENTS. NOTICE OF ERROR AND REQUEST FOR INFORMATION. THE RECORD REFLECTS THAT NATIONSTAR HAS FAILED TO MAKE DISCLOSURE OR TO COOPERATE IN DISCOVERY; SANCTIONS. THE SUBPOENA(S) WERE SUBMITTED IN THE CIRCUIT COURT IN THE COURT ROOM OF JUDGE EDWARD KING, IN OPEN COURT MADE THE STATEMENT "I AM NOT GOING TO SIGN ANYTHING FOR YOU" A INAPPROPREATE RESPONSE FOR A JUDGE. TOLBERT HAS SUBPOENAED NATIONSTAR FREDDIE MAC TTHE FUNDING SOURE, MORTGAGE CONTRACTING SERVICES (NATIONSTAR'S PROPERTY PRESERVATION COMPANY AND EACH SERVICER. NOTICE OF ERROR REQUEST FOR INFORMATION WA SENT TO NATIONSTAR AND EACH SERVICER. MCS ILLEGALLY ENTERED THE RESIDENCE PRIOR TO FORECLOSURE. THE EXHIBIT FROM MCS WAS GIVEN TO TOLBERT BEFORE JUDGEMNT OF FORCLOSURE. THIS EXHIBIT VERIFIED; ILLEGAL ENTRY, CIVIL RIGHTS VIOLATION, HUD VIOLATION, AND CONTRITUTION RIGHTS AMENDMENT VIOLATIONS.

THE EXHIBIT FROM CITI-BANK VARIFIED NO MISSED PAYMENT AND ONE PAYMENT RETURNED AND ONE PAYMENT RETURNED. NATIONSTAR FAILED AS A SERVICER WHEN IT PLACED PAYMENT IN ESCROW INSTEAD OF APPLING PAYMENTS TO ACCOUNT AND NOT SENDING A NOTICE OF SHORTAGE. NATIONSTAR VIOLATED THE 120 DAY RULE BY NOT WAITING 120 DAY AFER PAYMENT WAS MISSED TO FILE APPLICATION FOR FORECLOSURE. NO MEDIATION AFFIDAVITT WAS FILED AT THE TIME OF FILING THIS WRONGFUL FORECLOSURE ACTION.

NATIONSTAR REBRANDED IN AUGUST OF 2017, NATIONSTAR ACQUIRED TOLBERT LOAN IN AUGUST 2017. NATIONSTAR MADE MANY SERVICERNG ERROR DURING THE REBRANDING PERIOD, INCLUDING NOT CORRECTLY IDENTIFYING MORTGAGES THAT WERE IN VARRIOUS STAGES OF MODIFICATION. TOLBERT HAD JUST COMPLETED A MODIFICATION THAT HAD A INTREST RATE OF 2% AND A MONTHLY PAYMENT OF \$199.

NATIONSTAR AND MORTGAGE CONTRACTING SERVICES ARE GUILTY OF BOTH COLLUSION AND RACKETTERRING. DEFAUDING THIS MORTGAGE WITH EXCESIVE AND UNNECASRY PROPERTY MANAGEMNET SERVICES. MCS CHARGED NATIONSTAR AND NATIONSTAR CHARED TOLBERT. BOTH NATIONSTAR AND MCS BENIFITED FROM THIS ACTION AND, THUIS IS A HUD VIOLATION. NATIONSTAR VIOLATED THE UNSUPPECTED MORTGEE WITH CHARGES UNBEKNOWTH TO THE HOME-OWNER, NOT IDENTIFY UNTIL DEATH OR FORECLOSURE. NATIONSTAR HARMED TOLBERT AND OTHER SIMARLY SITURATED HOMEOWERS WITH NATIONSTAR LOANS.

THE VERNON PROPERTY HAS A RENTAL UNIT THAT YEILDS \$1300. A MONTH, FURTHER HARMING TOLBERT, FROM THE TIME OF FILING THIS WRONGFUL FORECLOSURE ACTION.

NATIONSTAR'S VENDER TOLD TOLBERT TENANT THAT TOLBERT KNOW LONGER OWNED THE PROPERTY, ON AN OCCASSION WHERE THEY WERE DOING THE LAWN. TOLBERT HAS /HAD LAWN SERVICE. TOLBERT WAS HARMED IN THIS ACTION, TENANT STOP PAYING RENT, HARMING TOLBERT ONCE AGAIN.

THE ILLEGAL ENRTY MADE IT WHERE TOLBERT COULD NOT SLEEP.

TOLBERT REQUESTED A JURY TRIAL OF ALL MATTERS IN THE LOWER COURTS EACH VIOLATED TOLBERT RIGHT TO A JURY TRIAL JUDGE MARY ROLAND ORDERED A DISCOVERY CONFERENCE UNDER RULE 26; WHICH WAS WRONGFULLY CANCELED. THIS

OPPORTUNITY FOR DISCOVERY WAS DEFRAUDED AND WITH THE DECISION, NO OTHER RELIEF

WAS AVAILABLE IN THE DISTRICT COURT. THE COURT OF APPEALATE COURT SEVENTH CIRCUIT SAID THEY LACK JURISDICTION WHICH WAS NOT CORRECT. WHEN THE DISTRICT CIOURT CHOSE NOT TO

HEAR THE COMPLAINT, THAT BECAME A FINAL ORDER, NO OTHER RELEIF WAS AVAILABLE IN THE

DISTRICT COURT. THE COMPLAINTS SHOULD HAVE BEEN ADDRESSED. NOT HEARD IN THE DISTRICT COURT.

THE UNITED STATES COIURT OF APPEAL FOR THE SEVENTH CIRCUIT, THEN GHAD JURISDICTION. THE COURT FIULED THE COMPLAINT AND SAID NO OTHER ACTION. THID PETITIONER DISAGGREETSS WITH THAT DECISION.

THEREFORE: THIS PETITIONER PRESENT IN THE UNITED STATES SUPREME COURT, IN ITS SUPERVISORY ADMINISTRATIVE CAPCITY; WHERE THE DECISIONS MADE IN THE LOWER COURT ARE NOT CORRECT.

AS PREVIOUSLY STATED WITH FULL FORCE: THE DISTRICT COURT WAS WROND TO NOT REDRESS ALL MATTERS BROUGHT BEFORE THE COURT. THE UNHEARD COMPLAINTS WERE NOT REDRESS IN THE UNITED STATS FIRST DISTRICT OR COURT OF APPEAL.

AGAIN: THE DECISION TO HEAR ONLY ONE OF THE FOUR THIS ACTION BECAME A FINAL ORDER THAT SHOULD HAVE BEEN HEARD IN THE APPELLATE COURT. WHILE TOLBERT WAS WRONGFULLY EVICTED THE LOWER COURTS ARGUED OVER JURISDICTION, WHILE THE MOST BASIC ELEMENT DISCOVERY WAS NOT CONSIDERED/CLOSED AND NATIONSTAR CONTINUES TO HARM TOLBERT AND OTHER SIMILARLY SITUATED HOME-OWERS. NATIONSTAR HAS NOT COOPERATING IN DISCOVERY; HAS NOT SUBMITTED THE REQUESTED DISCOVERY. NATIONSTAR KNEW WHEN THE AFFIDAVIT FROM CITI-BANK WAS FILED, NATIONSTAR KNEW:

1. TOLBERT HAD NOT MISSED A PAYMENT;
 2. THEY VIOLATED THE 120 DAY RULE;
 3. NATIONSTAR HAD ILLEGALLY ENTERED THE PROPERTY;
 4. NATIONSTAR HAD VIOLATED THIS MORTGAGEE'S CIVIL AND CONSTITUTIONAL RIGHT;
 5. NATIONSTAR PUT PAYMENTS IN ESCROW INSTEAD OF APPLYING THEM TO TOLBERT'S ACCOUNT;
 6. NATIONSTAR CHARGED TOLBERT FOR ILLEGAL EXCESSIVE AND UNNECESSARY PROPERTY PRESERVATION SERVICES;
 7. THESE UNNECESSARY AND EXCESSIVE FEES ARE ILLEGAL AND VIOLATION OF BOTH (HUD) AND RULES OF CIVIL PROCEDURE IN FORECLOSURE;
 8. NATIONSTAR VIOLATED/HARMED TOLBERT BY THIS WRONGFUL FORECLOSURE ACTION;
 9. NATIONSTAR EVICTED THIS HOME-OWNER DURING PANDEMIC;
 10. NATIONSTAR DID NOT HOLD THE NOTE AT TIME OF JUDGMENT OF FORECLOSURE
 11. NATIONSTAR SOLD PROPERTY AT A LOWER VALUE;
 12. NATIONSTAR HARMED TOLBERT BY DISCUSSING OWNERSHIP WITH TENANTS WHO INTEND TO STOP PAYING RENT;
- AND MORE.

WAS FACED WITH THE TRUTH THAT TOLBERT'S FORECLOSURE WAS WRONGFUL.

CONCLUSION

1. WITH FULL KNOWLEDGE NATIONSTAR HARMED THIS MORTGAGEE KNOWING TOLBERT HAD OPERATED WITHIN THE GRACE GIVEN IN THE TRANSFER OF LOAN BE IT SALE OR SERVICING;
2. WITH FULL KNOWLEDGE NATIONSTAR VIOLATED THE 20 DAY RULE;
3. WITH FULL KNOWLEDGE NATIONSTAR COLLABORATED/PARTICIPATED WITH MCS TO DEFAUD TOLBERT CHARGING HIM WITH EXCESSIVE AND UNNECESSARY PROPERTY MANAGEMENT SERVICE AND CHARGES;
4. WITH FULL KNOWLEDGE NATIONSTAR THROUGH ITS PROPERTY MANAGEMENT COMPANY ILLEGALLY ENTERED PROPERTY PRIOR TO FORECLOSURE;

5. WITH FULL KNOWLEDGE NATIONSTAR HARMED TOLBERT WITH THE LOSS OF RENTAL INCOME;
6. TOLBERT OWED AROUND \$30,000. WITH AN INTEREST RATE OF 2% AND MONTHLY PAYMENT OF \$199. PER MONTH AT THE TIME NATIONSTAR ACQUIRED TOLBERT MORTGAGE HAVING PAID MONEY TOWARD PRINCIPAL;
7. WITH FULL KNOWLEDGE NATIONSTAR FRAUDULENT DENIED TOLBERT H.A.M.P. DENYING A MODIFICATION OPTION.

FAIR AND CORRECT ADJUDICATION HAS NOT TAKEN PLACE IN THESE MATTERS

1. LOAN BE FORGIVEN;
2. ILLEGAL ENTRY 2500.;

3. RACKETEERING 20,000.;

4. LOSS OF IN RENTAL INCOME 130 A MONTH FROM THE TIME OF THE FILING OF THIS WRONGFUL F
FORECLOSURE TO THE END OF LITIGATION;

5. PAIN AND SUFFERING \$30,000;

6. CIVIL; RIGHTS VIOLATION \$10,000;

7. CONSTITUTIONAL VIOLATION \$10,000;

8. INTEREST PENALTY AND LATE FEES FORGIVEN;

9. AND ANY OTHER RELIED DEEM APPROPRIATE BY THIS COURT.

6 of 9

Under the Code of Civil Procedure, 735 ILCS 5/1-109, making a statement on this form that you know to be false is perjury, a Class 3 Felony.

If you are completing this form on a computer, sign your name by typing it. If you are completing it by hand, sign by hand and print your name.

Enter your complete current address and telephone number.

I certify that everything in the *Motion* is true and correct. I understand that making a false statement on this form is perjury and has penalties provided by law under 735 ILCS 5/1-109.

/s/

Your Signature
GEORGE TOLBET

Print Your Name
312 686-6024

Telephone

Street Add
P.O, BOX 19050 / 7107 S. VERNON

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