No: 26-6098

FILED
AUG 07 2026
OFFICE OF THE CLERK
SUPREME COURT, U.S.

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

Kenisha Plummer — PETITIONER
(Your Name)

vs.

Sleeping Bear Management et'al — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

STATE OF ILLINOIS APPELLATE COURT
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Kenisha Plummer
(Your Name)

4218 S. Cottage Grove Ave
(Address)

Chicago, Illinois, 60653
(City, State, Zip Code)

708-983-5853
(Phone Number)

QUESTION(S) PRESENTED

(1) Whether the Fourteenth Amendment's Due Process Clause is violated when a state appellate court affirms dismissal of an amended complaint under 735 ILCS 5/2-615 by applying a pleading standard that is inconsistent with other controlling Illinois precedent, creating a conflict with precedent and thereby depriving a litigant of a fair and predictable turn to have legally sufficient claims adjudicated on the merits ?

(2) Whether, under federal due process protections, principles of fairness, and the circumstances of unprecedented COVID-19 pandemic, courts may require the sealing of eviction records from pandemic- related hardships and prohibit landlords from pursuing alleged unpaid balances that resulted in relief from the national and economic COVID-19 protections, emergency housing policies, or circumstances beyond tenants' control ?

LIST OF PARTIES

A list of all parties to the proceeding in the court whose judgment is the subject of this petition is provided below. If a party is a corporation with a stock ticker symbol, that symbol is also included.

PETITIONER:

PLAINTIFF- BELOW, APPELLANT

MS. KENISHA PLUMMER

PRO SE'

RESPONDENT:

DEFENDENT- BELOW, APPELLEE

SLEEPING BEAR MANAGEMENT

REPRESENTED BY: ATTORNEY DUSTIN CURTIS, HALSTED LAW GROUP, 22 W WASHINGTON ST, # 15029 CHICAGO IL, 60602

RELATED CASES

- *Kenisha Plummer v. Sleeping Bear Management, No.1-25-1272,* Appellate Court of Illinois First District. Judgment entered: March 4th 2026.
- *Kenisha Plummer v. Sleeping Bear Management, No.1-25-1272,* Appellate Court of Illinois First District. Judgment entered: February 13th 2026.
- *Kenisha Plummer v. Sleeping Bear Management, No.2024L009506,* Circuit Court of Cook County, Illinois Law Division. Judgment entered: June 11th 2025
- *FC Realty LLC Series Jackson v. Kenisha Plummer, No.20221703605,* Circuit Court of Cook County, Illinois First District. Judgment entered: June 27th 2022

Additional List of Parties

RESPONDENT:

DEFENDANT- BELOW, APPELLEE

ANDREW CALCUTT

REPRESENTED BY: ATTORNEY DUSTIN CURTIS, HALSED LAW GROUP, 22 W WASHINGTON ST, # 15029 CHICAGO IL, 60602

RESONDENT:

DEFENDANT- BELOW, APPELLEE

GEORGE FREEMAN

REPRESENTED BY: ATTORNEY THOMAS J. RALEIGH, HALSTED LAW GROUP, 22 W WASHINGTON ST, # 15029 CHICAGO IL 60602

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IN THE

SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

[ ] For cases from **federal courts:**

The opinion of the United States court of appeals appears at Appendix _____ to the petition and is

[ ] reported at _____; or,
[ ] has been designated for publication but is not yet reported; or,
[ ] is unpublished.

The opinion of the United States district court appears at Appendix _____ to the petition and is

[ ] reported at _____; or,
[ ] has been designated for publication but is not yet reported; or,
[ ] is unpublished.

[ ] For cases from **state courts:**

The opinion of the highest state court to review the merits appears at Appendix C to the petition and is

[ ] reported at _____; or,
[ ] has been designated for publication but is not yet reported; or,
[X] is unpublished.

The opinion of the Circuit Court of Cook County court appears at Appendix B to the petition and is

[ ] reported at _____; or,
[ ] has been designated for publication but is not yet reported; or,
[X] is unpublished.

JURISDICTION

[ ] For cases from **federal courts:**

The date on which the United States Court of Appeals decided my case was _____.

[ ] No petition for rehearing was timely filed in my case.

[ ] A timely petition for rehearing was denied by the United States Court of Appeals on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ___A_____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

[ ] For cases from **state courts:**

The date on which the highest state court decided my case was May 27 2026.
A copy of that decision appears at Appendix D .

[ ] A timely petition for rehearing was thereafter denied on the following date: March 4, 2026, and a copy of the order denying rehearing appears at Appendix A _____

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including _____ (date) on _____ (date) in Application No. ___A_____.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

Illinois Supreme Court Rule 8 (705 ILCS 86/5) Section (5) Record and Document Accessibility. (b) Unless otherwise specified by rule, statute or order, access to case information and documents maintained by the clerk is defined as follows: (4) " Sealed" means a document or case that is accessible only upon order of a court. This rule governs confidentiality and indicates that sealed or impounded records require a court order to be accessed. The Illinois Supreme Court has not directly ruled on unsealing all types of records, it often considers whether the record was historically public.

735 ILCS5/8-1003 Illinois Code of Civil Procedure (Uniform Judicial Notice of Foreign Law Act). This establishes that Illinois courts must take the mandatory Judicial notice of the common law and statutes of every U.S. state and territory. This allows courts to legally recognize out-of - state laws with out requiring formal evidential proof.

Fiore v. White, 562 Pa.634 "*A case of first impression*" is a new legal issue or interpretation that is brought before a court. The exact issue before the court has not been addressed by that court, or within that court's jurisdiction, thus there is no binding authority on that matter. It was held that "a case of first impression" is one that presents an entirely novel question of law; which cannot be governed by any existing precedent.

735 ILCS 5/2-616 (c) Conforming Pleadings to Proofs: Pleadings can be amended at any time (before or after judgment) to ensure the written pleadings match the evidence presented in the case. Illinois Code of Procedure governing the amendment of pleadings and process, it provides a liberal framework allowing parties to amend complaints, answers, or add new causes of action before final judgment and features a "relation back doctrine" to prevent time-barred claims.

COVID -19 MEMORANDUM (735 ILCS 5/9-122) Covid-19 Emergency Sealing of a Court file. (b). The court file shall be sealed upon the commencement of any residential eviction action during the Covid-19 emergency and economic recovery period. If a residential eviction action filed during the Covid-19 emergency and economic recovery period is pending in the effective date of this Act and is not sealed, the court shall order sealing of the court file. In accordance with Section 9-121.5, no sealed court file, sealed under this Section, shall be disseminated. (c) If the court enters a judgement in favor of the landlord, the court may also enter an order to unseal the court file under this section. A court shall order the court file to be unsealed if: (i) the action is not based in whole or in part on the nonpayment of rent during the Covid-19 emergency and economic recovery periods.

(735 ILCS 5/2-615) Circuit Split Decision/ Conflict with Precedent: First District Appellate Court of Illinois-Granted Dismissal in *Coghlan v. Beck, 2013 IL App (1st) 120891.* The court states: Conclusions of fact are insufficient to sate a cause of action regardless of whether they generally inform the defendant of the nature of the claim against him. Second District Appellate Court of Illinois- Reversed Dismissal *in Capiccioni v. Brennan Naperville, Inc, 2015 IL App (2nd) 2020145.* The court reversed the dismissal of several counts finding the plaintiff did sufficiently allege facts to support their claims, contrary to the circuit courts ruling. Under *735 ILCS 5/2-615,* a case should only be dismissed if it is clearly apparent that no set of facts can be proven that would entitle the plaintiff to relief. A failure to state a claim motion is not a judgment on the facts but on the pleading itself. If the claim is plausible on its face, it shall not be dismissed. -APPENDIX B

Tort of Misrepresentation is a valid legal cause of action, encompassing fraudulent, negligent and sometimes false statements that cam damage. For Legal Basis- Tort of Misrepresentation is rooted in common law for *Misrepresentation Act 1967*. For Notice pleadings: Common law claims are valid. Common law causes of action complaints can rely on traditional common law claims; such as breach of contract, negligence, fraud or defamation. Common law is relied upon when no statute is on point or no existing statutes.

STATEMENT OF THE CASE

, at the time of the alleged eviction and the alleged negligence of the Defendant, The Covid-19 Emergency and Economic Recovery Memorandum was set date August 27th 2021. (735 ILCS 5/9-122) Section 9-122(c) Covid-19 Emergency Sealing of a court file for evictions filed between March 9th 2020 - March 31st 2022. Defendant, Sleeping Bear Management filed an eviction March 9th 2022 for non-payment of rent. The eviction case No. 20221703605 *FC Realty LLC Series Jackson v. Kenisha Plummer* was dismissed and sealed June 27th 2022. August 28th 2024 Plaintiff, Kenisha Plummer filed a complaint for Breach of contract in the First District Municipal of Cook County Illinois. March 10th 2025, Plaintiff filed an amended complaint: *Tort of Misrepresentation* of the status of eviction case (20221703605). Plaintiff was awarded a Section 8 Voucher from Bedford Indiana Housing Authority. The defendant made a false statement about the status of the eviction and a claim of the plaintiff owing $4700.00. Plaintiff, Kenisha Plummer's Section 8 voucher was rescinded. March 13th 2025 Defendant, Sleeping Bear Management filed a motion to dismiss citing reason: *735 ILCS 5/2-615: Coghlan v. Beck, 2013 IL App (1st) 120891.* June 10th 2025 Plaintiff, Kenisha Plummer filed an amended complaint for Breach of *735 ILCS 5/2-1203 R&G, INC. v. Midwest Region Foundation for Park Recreation* and Non-Compliance of *310 ILCS 125/5-1 (ERA) Emergency Rental Assistance Program Act.* Circuit Court of cook County decided on June 11th 2025 Memorandum Opinion and Order: Sleeping Bear Management Motion to Dismiss is granted with prejudice *-735 ILCS 5/2-615 Coghlan v. Beck, 2013 IL App (1st) 120891.*

Plaintiff proceeded to file the following motions. July1st 2025, Notice of Appeal and Request for preparation of record on appeal was filed. February 13th 2026, Appellate Court Summary Order: Appeal Denied. March 3rd 2026, Plaintiff filed a Petition for Rehearing. March 4th 2026, Appellate Court Order: Rehearing Denied. March 31st 2026, Plaintiff filed Petition for Leave to Appeal. May 27th 2026, Illinois Supreme Court Denied: Petition for Leave to Appeal.

REASONS FOR GRANTING THE PETITION

(1) Plaintiff asks to Grant- This petition of certiorari under the Split of Authority/ Conflict with Precedent decision for *735 ILCS 5/2-615* of Illinois Appellate Court 1st District, dismissal and Illinois Appellate Court 2nd District, reversed dismissal. The national importance for court to decide proceedings of cases with similar facts and similar questions of law and for all courts to follow one prevailing line of reasoning.

(2) Plaintiff asks to Grant- This petition of certiorari for no stare decisis of the Federal Covid-19 Eviction Memorandum that is unprecedented. The power of the U.S. Supreme court is needed to interpret judicial proceedings alike *Kenisha Plummer v. Sleeping Bear Management* No.2024L009506 and *FC Realty LLC Series Jackson v. Kenisha Plummer* No.20221703605.

(3) Plaintiff asks to Grant- This petition of certiorari for the broad impact on the public for the unresolved questions on the Federal Statute of COVID-19.

For the foregoing reasons, my petition for writ of certiorari should be granted. The lower court's decision directly conflicts with an unresolved Split of Authority between Illinois Appellate Court First District decision of granting *735 ILCS 5/2-615*, and Illinois Appellate Court Second District decision of Reversed Dismissal of *735 ILCS 5/2-615*. This conflict needs an interpretation for cases with similar legal issues and similar facts of law to apply as to case *Kenisha Plummer v. Sleeping Bear Management* No.2024L009506. Furthermore, the U.S. Supreme Court's supervisory authority is needed to interpret the unprecedented Covid-19 Memorandum for courts to impose order on eviction cases with no binding authority. As like case *FC Realty LLC Series Jackson v Kenisha Plummer* No.20221703605.

CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Kenisha Plummer

Date: August 7th 2026