

IN THE SUPREME COURT OF ILLINOIS

Supreme court building 200 E. Capital Springfield IL 62701

dated 2/ 7 /11

James Frank Osterbur) Appellate court 4th district
2191 county road 2500 E.) **Gen no 4-10-0679**
St. Joseph IL 61873) Judges: Sue E Myerscough
www.justtalking3.info) M. Carol Pope
petitioner/ plaintiff.) Thomas R Appleton

) Champaign Circuit court
Provena Covenant Medical) 6th judicial circuit
1400 W. Park) Case no 09-LM-1414
Urbana IL 61801) Thomas J. Difanis
presiding judge

respondent/ defendant

AFFIDAVIT

I, James F. Osterbur; do hereby swear and affirm, I have not at any time asked for or received an extension of time regarding this case in the state supreme court of IL or any other state. Neither have I asked for an extension of time for any motion/ and distinctly NOT this motion of instanter.

I do further state: that the foundation for this motion is clearly and strictly the result of a failure within the appellate court to properly advise or provide the appropriate documentation with judicial signatures; as would have allowed me to proceed within the allotted time frame. Consequently this motion is directly conceived as, a failure due to the appellate court, and its judicial staff.

This affidavit is substantively added to the single filed document mailed/ and thereby covered under the proof of service and notice filed therein; as to the mailings delivered and where.

A docketing fee of twenty five dollars is hereby included as the personal check of James F. Osterbur