



No. 2-26-0352

IN THE
APPELLATE COURT OF ILLINOIS
SECOND JUDICIAL DISTRICT

PEOPLE OF THE STATE OF	)	Appeal from the Circuit Court of
ILLINOIS,	)	the Nineteenth Judicial Circuit,
	)	Lake County, Illinois
Plaintiff-Appellee,	)	
	)	No. 23 CF 1146
-vs-	)	
	)	
EHAB ALLABABIDI,	)	Honorable
	)	Christopher R. Stride,
Defendant-Appellant.	)	Judge Presiding.

MOTION TO STAY SENTENCE PENDING APPEAL

Appellant, Ehab Allababidi, by Christopher McCoy, Deputy Defender, Office of the State Appellate Defender, respectfully requests this Honorable Court to stay the trial court's order lifting the previously-stayed 180-day jail term while the instant appeal is pending.

In support of this motion, counsel states:

1. On September 8, 2025, Mr. Allababidi entered a negotiated guilty plea to aggravated reckless driving and was sentenced to 30 months' probation with various conditions, including a stayed sentence of 180 days in jail. (Appendix, p. 1-2)
2. On May 14, 2026, the State filed a petition to revoke Mr. Allababidi's probation and set the matter for arraignment on the petition on May 28, 2026. (Appendix, p. 3)
3. Mr. Allababidi did not appear before the circuit court on May 28, 2026. The circuit court issued a warrant for Mr. Allababidi's arrest that same day.

(Appendix, p. 4-5)

4. On June 17, 2026, Mr. Allababidi appeared before the circuit court via video. The court discharged Mr. Allababidi's appointed counsel, declined to quash the warrant for Mr. Allababidi's arrest, and granted the State's oral motion to lift the stay on the 180-day jail sentence. (Appendix, p. 6-7)

5. On July 10, 2026, Mr. Allababidi filed a *pro se* notice of appeal, which was file-stamped on July 23, 2026. The notice of appeal indicates that the nature of the order appealed from is: "Order and minute orders of June 17, 2026 lifting the stay of the 180-day jail term (an order modifying the conditions of, or revoking, a probation sentence, Ill. S. Ct. Rule 604(b)), declining to quash the outstanding arrest warrant, and discharging the Public Defender." (Appendix, p. 8)

6. On July 31, 2026, this Court issued an order appointing the Office of the State Appellate Defender.

7. The record in this case is due to be filed with this Court on September 24, 2026.

8. Based on the notice of appeal, it appears that the central question in this appeal will concern the propriety of the trial court's act of lifting the stay on the 180-day jail term. A stay of that order is necessary to prevent this appeal from becoming moot.

9. "A case becomes moot where the occurrence of events since filing of the appeal makes it impossible for the reviewing court to render effectual relief." *People v. Jackson*, 199 Ill. 2d 286, 294 (2002). An issue regarding a sentence is moot once the defendant has already served the sentence. *People v. Dawson*, 2020 IL App (4th) 170872, ¶ 8.

10. A stay on the 180-day jail term is necessary so as not to render this appeal moot. If a stay is not granted, the entire 180-day term will be served before the appeal is decided. As mentioned above, the record in this case is not due to be filed until September 24. For the record to be filed, both parties to fully brief the case, and this Court to issue a decision will take more than six months. As a result, this Court will not be able to grant effective relief in this case if a stay is not granted.

11. If the trial court's order is affirmed, Mr. Allababidi recognizes that the stay on the 180-day jail term will be lifted.

12. Opposing counsel has seen a copy of this motion and will be filing a response.

WHEREFORE, Appellant respectfully requests that this Honorable Court stay the trial court's order lifting the previously-stayed 180-day jail term while the instant appeal is pending.

Respectfully submitted,

/s/ Christopher McCoy
CHRISTOPHER MCCOY
Deputy Defender
Office of the State Appellate Defender
Second Judicial District
One Douglas Avenue, Second Floor
Elgin, IL 60120
(847) 695-8822
2nddistrict.eserve@osad.state.il.us

COUNSEL FOR DEFENDANT-APPELLANT

STATE OF ILLINOIS)
) SS
COUNTY OF KANE)

VERIFICATION

Under the penalties provided in law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this motion are true and accurate.

/s/ Christopher McCoy
CHRISTOPHER MCCOY
Deputy Defender



E-FILED
Transaction ID: 2-26-0352
File Date: 8/18/2026 12:29 PM

No. 2-26-0352

Jeffrey H. Kaplan, Clerk of the Court
APPELLATE COURT 2ND DISTRICT

IN THE
APPELLATE COURT OF ILLINOIS
SECOND JUDICIAL DISTRICT

PEOPLE OF THE STATE OF	)	Appeal from the Circuit Court of
ILLINOIS,	)	the Nineteenth Judicial Circuit,
	)	Lake County, Illinois
Plaintiff-Appellee,	)	
	)	No. 23 CF 1146
-vs-	)	
	)	
EHAB ALLABABIDI,	)	Honorable
	)	Christopher R. Stride,
Defendant-Appellant.	)	Judge Presiding.

**Appendix- Supporting Record for Motion to Stay Sentence Pending
Appeal**



IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

People	)		
	)		
Plaintiff,	)	Case No.	23CF00001146
v.	)	Location:	Courtroom 611
	)	Event Date:	September 8, 2025 9:00 AM
PEOPLE VS ALLABABIDI	)	Event Type:	Plea
Defendant.	)	FINAL	
	)	Clerk:	Amy B

Charge(s):

Count 1 625 ILCS 5/11-503(a)(1) AGG RECKLESS DRVG/BODILY HARM 4 Guilty
09/08/2025

Count 2 625 ILCS 5/11-601.5(b) SPEEDING 35+ MPH OVER LIMIT A Nolle Prosequi
09/08/2025

Criminal/Traffic - Minutes

Christopher R Stride, Judge
Bailey Russell, Public Defender
Francis P De Rosa IV, States Attorney
ECR Specialist, Lake County Court Reporters

Present in Court

ALLABABIDI, EHAB, Defendant present in person

Nature of Proceedings:

Event Result: Heard 09/08/2025.

Withdraw Not Guilty Plea

Arraignment

Advised of Mandatory Supervised Release

Advised Of Nature Of Charge Sentence

Advised of Right to Trial by Jury or Court

Trial Waived

Enter Negotiated Plea Of Guilty

Nolle Prosequi

- COUNT 2 ONLY

Effects, Consequences Explained, Persisted.

Unconditionally Accepted by Court

Waive Pre-Sentence Investigation

Judgment on Plea

Sentencing

Election of Financial Sentencing

Order Entered



IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

- RESTITUTION ORDER ENTERED: \$2,670.86 TO O'BREIN LANDSCAPE - ALL MONEY PAID SHALL
APPLY TO RESTITUTION FIRST.

Defendant Advised of Right to Appeal

It is hereby ordered:

Charge(s):

1 - Count 1 625 ILCS 5/11-503(a)(1): AGG RECKLESS DRVG/BODILY HARM (Original) - Guilty

09/08/2025 Costs and Fees - \$549.00 - Imposed

09/08/2025 Fine - \$75.00 - Ordered

09/08/2025 Probation Special Conditions - 30.0 Month - Ordered

Additional Sentence Information

09/08/2025 Conditional Assessment - State's Attorney-CV or TR - \$2.00 - Ordered

09/08/2025 Probation Service Fee - \$1,500.00 - Ordered

Additional Sentence Information

09/08/2025 Public Defender Fee Felony - \$100.00 - Ordered

09/08/2025 Testing (Service Provider Cost) - \$125.00 - Ordered

Alcohol & Drug

09/08/2025 Employment - Ordered

09/08/2025 Not Possess Illegal Drug - Ordered

Additional Sentence Information

09/08/2025 No Cannabis - Ordered

09/08/2025 No Alcohol Consumed - Ordered

09/08/2025 Nowhere Alcohol Sold - Ordered

09/08/2025 No Driving - Ordered

Do Not Drive Without Valid Driver's License

09/08/2025 No Possess Firearm/Weapon - Ordered

09/08/2025 Abide by Order of Protection - Ordered

09/08/2025 Administrative Sanctions Program - Ordered

09/08/2025 Jail - 180.0 Day - Stayed

Additional Sentence Information

09/08/2025 Public Service - 240.0 Hour - Ordered

Additional Sentence Information

09/08/2025 No Contact - Ordered

Additional Sentence Information

09/08/2025 Attend Program - Ordered

03/07/2028 Victim Impact-Live

09/08/2025 Attend Program - Ordered

03/07/2028 8 Hour Defensive Driving

09/08/2025 Evaluation - Ordered

Rehab Assessment & Serv

2 - Count 2 625 ILCS 5/11-601.5(b): SPEEDING 35+ MPH OVER LIMIT (Original) - Nolle Prosequi

**The matter is set for Terminate on 03/07/2028 at 9:00 AM in Courtroom 611. * SEE SENTENCING ORDER
FOR TERM CONDITIONS.**

Release

FILED

5/14/2026 2:06 PM

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

IN THE CIRCUIT COURT OF THE NINETEENTH
JUDICIAL CIRCUIT, LAKE COUNTY, ILLINOIS

Erin Cartwright Weinstein
Clerk of the Court
Lake County, Illinois

PEOPLE OF THE STATE OF ILLINOIS)
)
)
VS.)
)
)
EHAB ALLABABIDI)

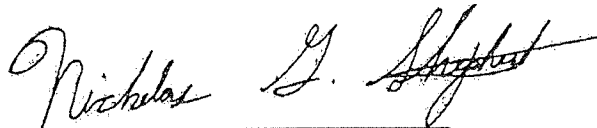
GENERAL NO: 23CF1146

NOTICE

TO: Defendant: 8516 W. Winona St., Chicago, IL 60656
Attorney:
Probation: Marisa Cervantes, Via Interoffice Mail
CLERK-T611

On May 28th, 2026, at 9:00 A.M. or as soon thereafter as counsel may be heard, I shall appear in person before the Honorable **Christopher Stride, T-611**, or any Judge sitting in his/her stead, in the Court Room usually occupied by him as a Court Room, Court House, Waukegan, Lake County, Illinois, and then and there: Arraign the defendant on the attached Petition for Revocation of Probation.

DATED: May 14, 2026

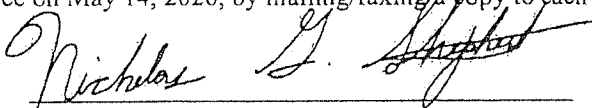


Nicholas Shepherd
Assistant State's Attorney

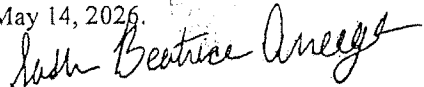
STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

AFFIDAVIT

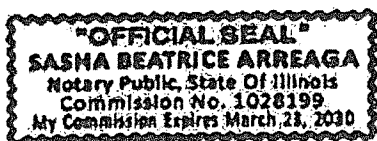
I, Nicholas Shepherd, served this notice on May 14, 2026, by mailing/faxing a copy to each person to whom it is directed.



SUBSCRIBED and SWORN to before me
May 14, 2026.



NOTARY PUBLIC





IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

People	)		
	)		
Plaintiff,	)	Case No.	23CF00001146
v.	)	Location:	Courtroom 611
	)	Event Date:	May 28, 2026 9:00 AM
PEOPLE VS ALLABABIDI	)	Event Type:	Arraignment On Petition To Revoke
Defendant.	)		
	)	Clerk:	Johanna B

Charge(s):

Count 1 625 ILCS 5/11-503(a)(1) AGG RECKLESS DRVG/BODILY HARM 4 Guilty
09/08/2025

Count 2 625 ILCS 5/11-601.5(b) SPEEDING 35+ MPH OVER LIMIT A Nolle Prosequi
09/08/2025

Criminal/Traffic - Minutes

Christopher R Stride, Judge
Nicholas Shepherd, States Attorney
ECR Specialist, Lake County Court Reporters

Present in Court

MARISSA CERVANTES - Lake County Adult Probation Services

Nature of Proceedings:

Event Result: Case Called 05/28/2026.
Issue Warrant



IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

THE PEOPLE OF THE STATE OF ILLINOIS

CASE
NUMBER(S)

23CF00001146

VS.

EHAB ALLABABIDI
8516 W. WINONA ST.
CHICAGO, IL 60656

WARRANT OF ARREST - VIOLATION

To all Peace Officers of the State of Illinois:

You are hereby commanded to arrest **EHAB ALLABABIDI** and bring said person without unnecessary delay before the judge sitting in First Appearance Court in the Circuit Court of the 19th Judicial Circuit, Lake County, Illinois, to answer a charge made against said person for a technical violation while on for the following offense(s):

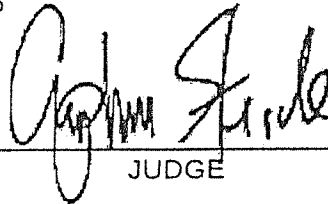
AGG RECKLESS DRVG/BODILY HARMSPEEDING 35+ MPH OVER LIMIT

The defendant shall be held in custody for First Appearance Court.

Issued at Lake County, Illinois on 05/28/2026

PD APPOINTED
ARRESTING
AGENCY:
Lincolnshire




JUDGE

B: 09/24/1996	Race:	Sex: Male	Hair: Brown	Eyes: Brown	HGT: 6	WGT: 200
iver's License: A41120096272		DL State: IL		SSN:	State ID:	
hicle Reg:		Veh Make:		Year:	License Plate:	



IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS

People	)	Case No.	23CF00001146
	)	Location:	Courtroom 611
Plaintiff,	)	Event Date:	June 17, 2026 9:00 AM
v.	)	Event Type:	Status
PEOPLE VS ALLABABIDI	)		
Defendant.	)	Clerk:	Johanna B

Charge(s):

Count 1 625 ILCS 5/11-503(a)(1) AGG RECKLESS DRVG/BODILY HARM 4 Guilty
09/08/2025

Count 2 625 ILCS 5/11-601.5(b) SPEEDING 35+ MPH OVER LIMIT A Nolle Prosequi
09/08/2025

Criminal/Traffic - Minutes

Christopher R Stride, Judge
ECR Specialist, Lake County Court Reporters
Nicholas Shepherd, States Attorney
Bailey Russell, Public Defender

Present in Court

ALLABABIDI, EHAB, Appellant, Defendant present via video

Nature of Proceedings:

Event Result: Heard 06/17/2026.
Public Defender Discharged
WARRANT WILL NOT BE QUASHED
Oral Motion
TO LIFT STAY ON JAIL SENTENCE
Granted
Order Entered

FILED

6/18/2026 10:48

IN THE CIRCUIT COURT OF THE NINETEENTH
JUDICIAL CIRCUIT, LAKE COUNTY, ILLINOIS

Erin Cartwright Weinstein
Clerk of the Court
Lake County, Illinois

PEOPLE OF THE STATE OF ILLINOIS

vs.

EHAB ALLABABIDI

GEN. NO. 23CF00001146

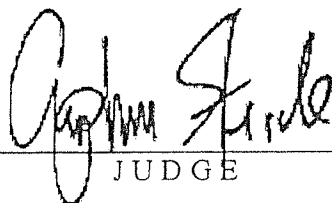
ORDER

This matter coming before this Honorable Court with the Court being fully advised of the premises. It is so ordered:

1. The stay of the 180 day Lake County Jail term of the defendant's sentence is hereby lifted.

Enter:

Dated: June 17, 2026



JUDGE

**IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
LAKE COUNTY, ILLINOIS**

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff,

v.

EHAB ALLABABIDI,

Defendant.

No. 23 CF 1146

Circuit Court, 19th Judicial Circuit
Lake County, Illinois

Hon. Christopher R. Stride

Presiding Judge

FILED
JUL 23 2026
Circuit Court, 19th Judicial Circuit
Lake County, Illinois

NOTICE OF APPEAL

Defendant-Appellant Ehab Allababidi appeals to the Appellate Court of Illinois, Second District, from the order described below:

1. Court to which appeal is taken:

Appellate Court of Illinois, Second District

2. Name of appellant and address:

Ehab Allababidi, 8516 W. Winona St., Chicago, IL 60656

3. Name and address of appellant's attorney on appeal:

None — Appellant is self-represented (Public Defender discharged June 17, 2026); appointment of counsel on appeal is requested under Ill. S. Ct. Rule 607(a)

4. Date of the judgment or order appealed from:

June 17, 2026

5. Offense of which convicted:

Aggravated reckless driving / bodily harm, Class 4 felony (625 ILCS 5/11-503(a)(1)) — Count 1, judgment of September 8, 2025, as reflected in the circuit court record

6. Sentence:

30 months' probation with a 180-day Lake County Jail term stayed; the stay was lifted by the order of June 17, 2026

7. Nature of the order appealed from:

Order and minute orders of June 17, 2026 lifting the stay of the 180-day jail term (an order modifying the conditions of, or revoking, a probation sentence, Ill. S. Ct. Rule 604(b)), declining to quash the outstanding arrest warrant, and discharging the Public Defender.

/s/ Ehab Allababidi

EHAB ALLABABIDI, Defendant-Appellant, Pro Se

8516 W. Winona St., Chicago, IL 60656 | (773) 920-0030 | defcon5ready@gmail.com

Dated: July 10, 2026



E-FILED
Transaction ID: 2-26-0352
File Date: 8/18/2026 12:29 PM

Jeffrey H. Kaplan, Clerk of the Court
APPELLATE COURT 2ND DISTRICT

No. 2-26-0352

IN THE
APPELLATE COURT OF ILLINOIS
SECOND JUDICIAL DISTRICT

PEOPLE OF THE STATE OF	)	Appeal from the Circuit Court of
ILLINOIS,	)	the Nineteenth Judicial Circuit,
	)	Lake County, Illinois
Plaintiff-Appellee,	)	
	)	No. 23 CF 1146
-vs-	)	
	)	
EHAB ALLABABIDI,	)	Honorable
	)	Christopher R. Stride,
Defendant-Appellant.	)	Judge Presiding.

NOTICE AND PROOF OF SERVICE

TO: Mr. Edward Randall Psenicka, Deputy Director, State's Attorneys
Appellate Prosecutor, Elgin, IL 60123, 2nndistrict.eserve@ilsaap.org

Mr. Ehab Allababidi, 8516 W. Winona St., Chicago, IL 60656

Under penalties as provided in law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the Motion to Stay Sentence Pending Appeal was filed with the Clerk of the Appellate Court using the court's electronic filing system in the above-entitled cause on August 18, 2026. Upon acceptance of the filing from this Court, persons named above with identified email addresses will be served using the court's electronic filing system and one copy is being mailed to the appellant in an envelope deposited in a U.S. mail box in Elgin, Illinois, with proper postage prepaid.

/s/ Vinette Mistretta
LEGAL SECRETARY
Office of the State Appellate Defender
Second Judicial District
One Douglas Avenue, Second Floor
Elgin, IL 60120
(847) 695-8822
2nndistrict.eserve@osad.state.il.us