

**IN THE APPELLATE COURT OF ILLINOIS
SECOND DISTRICT**

PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff-Appellee,

V.

EHAB ALLABABIDI,
Defendant-Appellant, Pro Se.

APPELLATE COURT OF ILLINOIS
SECOND DISTRICT

Appeal No. **2-26-0352**

Appeal from the Circuit Court of
Lake County, No. **23 CF 1146**

The Honorable Christopher R. Stride,
Judge Presiding

SIXTH SUPPLEMENTAL SUPPORTING RECORD

Ill. S. Ct. R. 328 — authenticated under 735 ILCS 5/1-109

Authentication under Rule 328

I, Ehab Allababidi, Defendant-Appellant, pro se, certify under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 that the documents assembled in this Supplemental Supporting Record, behind Exhibits XX through III, are true and correct copies of the records and papers they purport to be. Exhibit III is my own declaration, executed this date under section 1-109, and states on its face which of its paragraphs rest on my own observation and which rest on information whose source it identifies. Exhibits XX, EEE and AAA are orders of the Appellate Court served on me. Exhibit YY is a pleading of the People served on me. Exhibits ZZ and DDD are documents of my appointed counsel served on me. Exhibits BBB and CCC are, respectively, a record of the electronic filing manager transmitted to me and a pleading I filed. Exhibit FFF is a document I filed on CM/ECF and is reproduced as the Clerk of that court stamped it. Where an exhibit is presented as an excerpt, the excerpt is identified on its exhibit cover, the original pages reproduced are mapped there, and the complete original is furnished on request. No document has been altered.

/s/ Ehab Allababidi — **EHAB ALLABABIDI**, Defendant-Appellant, pro se — August 14, 2026

Index of the supporting record

Ex. XX	Order of this Court entered July 31, 2026, appointing counsel and restricting the appellant SSR6-000004 to SSR6-000004 · 1 p. · Order of the Appellate Court, Second District
Ex. YY	People's Objection to the Motion to Discharge Appointed Counsel, August 5, 2026 — pages 3 through 6, verified under 735 ILCS 5/1-109 SSR6-000006 to SSR6-000009 · 4 p. · Verified pleading of the People, filed in this appeal
Ex. ZZ	Motion to Discharge Appointed Counsel and Permit the Appellant to Proceed Pro Se, filed by counsel August 4, 2026 — the motion, pages 1 through 4 SSR6-000011 to SSR6-000014 · 4 p. · Pleading filed by appointed counsel in this appeal
Ex. AAA	Order of the Appellate Court, First District, entered July 31, 2026 in No. 1-26-0055 SSR6-000016 to SSR6-000016 · 1 p. · Order of the Appellate Court, First District
Ex. BBB	Notice of rejection, envelope No. 39310613, First District, August 4, 2026, 3:49 p.m. SSR6-000018 to SSR6-000019 · 2 p. · Record of the electronic filing manager

Ex. CCC	Motion for Original Submission Date under Rule 9(f)(1), filed pro se August 4, 2026, No. 1-26-0055 — pending SSR6-000021 to SSR6-000024 · 4 p. · Pleading of the appellant, filed pro se in the companion appeal
Ex. DDD	Electronic mail of appointed counsel, August 10, 2026, 3:17 p.m., reporting the denial of withdrawal and the next step SSR6-000026 to SSR6-000026 · 1 p. · Communication of counsel of record to the appellant
Ex. EEE	Docketing order of this Court, August 11, 2026, fixing the record deadlines SSR6-000028 to SSR6-000028 · 1 p. · Order of the Appellate Court, Second District
Ex. FFF	Federal filings of August 10 and August 7, 2026, as accepted and stamped by CM/ECF SSR6-000030 to SSR6-000030 · 1 p. · Record of the United States District Court, N.D. Illinois
Ex. GGG	Order of this Court entered August 7, 2026, denying vacatur of the appointment and denying counsel’s motion to withdraw SSR6-000032 to SSR6-000033 · 2 p. · Order of the Appellate Court, Second District
Ex. HHH	Notice of rejection, envelope No. 39386845, Second District, August 7, 2026, 12:15 p.m. — “See order of 8/7” SSR6-000035 to SSR6-000036 · 2 p. · Record of the electronic filing manager
Ex. III	Verified Declaration of Ehab Allababidi, August 13, 2026 — the attempted execution of Warrant No. 314270 at the appellant’s residence at approximately 3:00 p.m. this date SSR6-000038 to SSR6-000040 · 3 p. · Declaration of the appellant under 735 ILCS 5/1-109

Note on the exhibit sequence and the Bates prefix

The exhibit sequence continues at XX. Exhibits A through Z, AA through BB, CC through JJ, KK, MM through QQ and RR through WW were filed with this Court on July 28, July 29, July 30, August 3 and August 6, 2026 respectively. There is no Exhibit LL; none was ever prepared, and the gap is stated so that no reader has to wonder. The pages of this record are numbered SSR6-000001 forward, a prefix used by no other record on file in this appeal.

EXHIBIT XX

ORDER OF THIS COURT ENTERED JULY 31, 2026, APPOINTING COUNSEL AND RESTRICTING THE APPELLANT

WHAT THIS EXHIBIT ESTABLISHES

The order this motion is directed at, reproduced in full so that the Court and the People read it rather than the movant's account of it. It grants the appointment the appellant requested; adds two restrictions no party requested; denies everything else “without prejudice to any motion filed by his counsel, including a motion to stay”; and advises counsel that the jail term was said to begin August 6, 2026.

VISIBLE ON THE FACE OF THE DOCUMENT

- The operative sentence: **“Now having been appointed counsel, appellant himself shall file nothing further with this court and shall not communicate by any means with appellee’s counsel.”**
- The order recites no motion seeking either restriction, no notice, no hearing, no finding, and no authority.
- It is addressed to Ehab Allababidi at his home address and copied to Christopher Michael McCoy and Max Christian Boose.
- Final sentence: “This court reserves any issue of its jurisdiction.”

HOW THIS EXHIBIT FITS THE RECORD

Read with Exhibit AAA, the order entered the same day by the First District in the companion appeal, which appoints the same Office and restricts nothing.

SOURCE AND AUTHENTICATION

SOURCE	Order of the Appellate Court, Second District
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



ILLINOIS APPELLATE COURT SECOND DISTRICT

55 SYMPHONY WAY
ELGIN, IL 60120
(847) 695-3750

July 31, 2026

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

RE: People v. Allababidi, Ehab
Appeal No.: 2-26-0352
County: Lake County
Trial Court No.: 23CF1146

The court has this day, July 31, 2026, entered the following order in the above entitled case:

Appellant's "omnibus emergency motion" is granted as to its request for the appointment of appellate counsel, and the Office of the State Appellate Defender is hereby appointed. Now having been appointed counsel, appellant himself shall file nothing further with this court and shall not communicate by any means with appellee's counsel. Appellant's "omnibus" motion, and his other pending motions, are otherwise denied without prejudice to any motion filed by his counsel, including a motion to stay. (Appellant's counsel is hereby advised of appellant's suggestion that his jail term will begin on August 6, 2026.) This court reserves any issue of its jurisdiction.

Jeffrey H. Kaplan
Clerk of the Court

cc: Christopher Michael McCoy
Max Christian Boose

EXHIBIT YY

PEOPLE’S OBJECTION TO THE MOTION TO DISCHARGE APPOINTED COUNSEL, AUGUST 5, 2026 — PAGES 3 THROUGH 6, VERIFIED UNDER 735 ILCS 5/1-109

WHAT THIS EXHIBIT ESTABLISHES

The two sentences on which Parts V and IX of the motion rest, both of them the State’s and neither of them the movant’s. Signed by Max C. Boose over the names of Eric F. Rinehart and Edward R. Psenicka, and verified under section 1-109.

VISIBLE ON THE FACE OF THE DOCUMENT

- ¶ 14: “Defendant otherwise has not established grounds for rejecting counsel’s appointment on appeal, as OSAD counsel has explicitly confirmed their willingness to seek the relief they may ethically pursue: a stay on the circuit court’s June 17, 2026 order.”
- ¶ 13: The July 31 order “is further justified by defendant’s harassing ‘Notice of Disciplinary Referral’ dated July 30, 2026, detailing his four prior, as well as future, intended ARDC claims against various representatives of the People including the undersigned.”
- ¶ 11: The People’s own statement of *Martinez v. Court of Appeal*, 528 U.S. 152 (2000), including the concession that “courts have discretion allowing a person to proceed pro se.”
- The instrument carries a page headed VERIFICATION under 735 ILCS 5/1-109.

HOW THIS EXHIBIT FITS THE RECORD

Pages 3 through 6 are produced rather than all fifty-six because every sentence the motion quotes is printed on them. The complete instrument is on file with this Court and in the movant’s possession, and is furnished in full on request.

EXCERPT MAP — ORIGINAL PAGES REPRODUCED

Orig. p.	What that page shows
3	¶¶ 8-10 — the recitation of the July 31 order
4	¶¶ 11-13 — Martinez, and the disciplinary-referral justification
5	¶¶ 13-14 — continued
6	¶¶ 14-15, prayer, and signature block

SOURCE AND AUTHENTICATION

SOURCE	Verified pleading of the People, filed in this appeal
PAGES	Selected pages 3, 4, 5, 6 of the original
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

8. On July 31, 2026, this Court granted defendant’s “omnibus emergency motion” as to appointing the Office of the State Appellate Defender (“OSAD”), and ordered that defendant refrain from filing documents or contacting appellee’s counsel.

9. On August 4, 2026, defendant filed an emergency motion to vacate the appointment of OSAD counsel, misstating: “that relief not having been requested by any party” and that “[h]e did not request counsel in this Court.” Def. Mtn. Vacate Appt., pp. 1, 5. Defendant filed documents titled a fourth supplemental supporting record. Those documents include correspondence from defendant to appellate counsel with drafts, and asserts: “[t]his appeal is one of seven coordinated proceedings” while citing an assortment of civil and criminal cases with defendant as an apparent named party. Def. 4th Supp., pp. 5, 9. Defendant also stated he did not demand that counsel adopt any argument, did not demand withdrawal of counsel, and was “not an invitation to file anything you do not believe is supportable.” Def. 4th Supp., pp. 9-10. Defendant attached his attorney’s response, detailing defendant’s disagreement with OSAD’s scope of representation, including filing documents in the circuit court. Def. 4th Supp., p. 13.

10. On August 4, 2026, defendant filed a motion to discharge OSAD as counsel. Therein, defendant indicated he wished to discharge OSAD to “be in control of the issues he raised on appeal.” Def. Mtn. Discharge, pp. 2-3. Defendant cites the applicable statute and Illinois Supreme Court Rule for the appointment of counsel “if a defendant is indigent and ‘desires counsel on appeal.’ ” Def. Mtn. Discharge, p. 3 (citing Ill. Sup. Ct. R. 607(a); and 725 ILCS 5/121-13(a) (eff. Jan. 1, 2024)). As shown above, there is no legitimate dispute that defendant asserted his indigency and desire for counsel on appeal before OSAD’s appointment.

11. Based on his *pro se* and represented filings described above, defendant's desire to withdraw are based on his desire to control OSAD counsel's representation. The Supreme Court of the United States has established that there is no constitutional right to appellate self-representation. *Martinez v. Ct. of Appeal of California, Fourth App. Dist.*, 528 U.S. 152, 163 (2000). It explained that courts have discretion allowing a person to proceed *pro se*, and that individual autonomy principles are outweighed by governmental interests in ensuring the integrity and efficiency of the appellate process. *Id.* at 161, 163. To the extent defendant seeks to relegate OSAD to being "standby or consulting counsel only," Def. Mtn. Vacate, p. 2, defendant has not established a legal right to it.

12. Defendant's motion to discharge OSAD also cites language from the Fourth District "that 'the appointment of counsel – and *arguably*, the counsel's continuing tenure – is conditional on the defendant's desire for such counsel.'" Def. Mtn. Discharge, p. 3 (citing *People v. Jackson*, 362 Ill.App.3d 1196, 1199 (4th Dist. 2006)) (emphasis added by the undersigned). *Jackson* confirmed that both timeliness and insufficient support were grounds for rejecting a request for self-representation: "they must assert that right in a timely (and, we might add, effective) manner." *Id.* at 1199. The Fourth District subsequently reinforced this ruling by rejecting the claims of insufficient communication and waiving contentions on the basis of strategy. *People v. Thomas*, 2022 IL App (4th) 210746-U, ¶ 36 (cited as persuasive authority pursuant to Ill. Sup. Ct. R. 23(e)(1) (eff. Jun. 3, 2025)). Defendant's motion to discharge OSAD acknowledges that the *Jackson* decision denied the defendant's request for self-representation, asserting that was based on the timing of the request after full briefing in light of judicial efficiency concerns outweighing the defendant's interest in self-representation. Def. Mtn. Discharge., p. 3. However, the analysis of *Jackson* went further, establishing that pursuant to United States Supreme Court precedent, defendants "have no federal

constitutional right to self-representation on appeal.” *Jackson*, 362 Ill.App.3d at 1198-99 (citing *Martinez v. Court of Appeal of California*, 528 U.S. 152, 154 (2000)); see also *Thomas*, 2022 IL App (4th) 210746-U, ¶ 32. While the *Thomas* defendant moved to withdraw after the People’s response and before his reply, the limitations on the right to self-representation bear on defendant’s motion, in particular where that defendant challenged his counsel’s discretion in proceeding on some but not all of his claims. See *id.*, ¶¶ 25-26, 35.

13. Given the expedited, numerous, and voluminous filings by defendant *pro se*, there are judicial economy and improper purpose concerns in this case. Defendant’s serial and successive filings in this case, and the litigation strategy of filing numerous lawsuits as – to date – “seven” or “five” coordinated proceedings, bear on this Court’s discretion. Def. 4th Supp., p. 9; Def. Mtn. Vacate Appt., p. 6. This Court’s July 31, 2026 Order – to appoint counsel and refrain from filing documents with this Court or communicate with appellee’s counsel – is further justified by defendant’s harassing “Notice of Disciplinary Referral” dated July 30, 2026, detailing his four prior, as well as future, intended ARDC claims against various representatives of the People including the undersigned, as well as varying demands and vexatious litigation tactics for these and other proceedings. See Defendant’s July 31, 2026, Letter, attached as Exhibit 1, pp. 7-9. Given the correspondence provided by defendant in regards to OSAD’s position, and demonstrated mischaracterization of the record by requesting counsel in multiple filings including his notice of appeal before denying in his motion that he did so, there are also current and future concerns of frivolous or inappropriate argument in this Court.

14. Defendant otherwise has not established grounds for rejecting counsel’s appointment on appeal, as OSAD counsel has explicitly confirmed their willingness to seek the relief they may

ethically pursue: a stay on the circuit court's June 17, 2026 order. Def. 4th Supp., p. 13. Defendant's insistence on OSAD pursuing issues that are not cognizable for them shows that judicial economy is served by their involvement in the case. See *Martinez*, 528 U.S. at 163 (stating "[t]he requirement of representation by trained counsel implies no disrespect for the individual inasmuch as it tends to benefit the appellant as well as the court."). To the extent defendant's filings are based on his attempt to pursue a frivolous or otherwise improper argument, it has no value and therefore cannot weigh in favor of discharging counsel. See *Jackson*, 362 Ill.App.3d at 1200.

15. The People therefore object to defendant's motion to withdraw counsel.

WHEREFORE, for the foregoing reasons, the People of the State of Illinois respectfully request that this Court deny defendant's Motion to Discharge Appointed Counsel.

Respectfully submitted,

Eric F. Rinehart
State's Attorney
Lake County
Waukegan, Illinois 60085
(847) 377-3000

Edward R. Psenicka
Deputy Director

By /s/ Max C.. Boose
Max C. Boose
Staff Attorney
State's Attorneys
Appellate Prosecutor
2032 Larkin Avenue
Elgin, Illinois 60123
(847) 697-0020
2nndistrict.eserve@ilsaap.org

EXHIBIT ZZ

MOTION TO DISCHARGE APPOINTED COUNSEL AND PERMIT THE APPELLANT TO PROCEED PRO SE, FILED BY COUNSEL AUGUST 4, 2026 — THE MOTION, PAGES 1 THROUGH 4

WHAT THIS EXHIBIT ESTABLISHES

The only document filed by appointed counsel in this appeal in the fourteen days since the appointment. It asked that counsel be discharged. It was denied August 10, 2026.

VISIBLE ON THE FACE OF THE DOCUMENT

- ¶ 1: “The record on appeal has not yet been prepared. The facts presented herein are derived from documents obtained through the Lake County Circuit Clerk’s online portal.”
- ¶ 4: “Mr. Allababidi did not appear before the circuit court on May 28, 2026.” The motion does not mention Rule 45 or the notice that set that call.
- ¶ 5: Records the June 17, 2026 video appearance and the granting of the State’s *oral* motion to lift the stay.
- ¶ 7: “Mr. Allababidi is currently out of custody.”

HOW THIS EXHIBIT FITS THE RECORD

The fourteen-page portal appendix assembled by counsel is not reproduced; it is on file with this Court. Pages 1 through 4 are the motion itself.

SOURCE AND AUTHENTICATION

SOURCE	Pleading filed by appointed counsel in this appeal
PAGES	Selected pages 1, 2, 3, 4 of the original
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



No. 2-26-0352

IN THE
APPELLATE COURT OF ILLINOIS
SECOND JUDICIAL DISTRICT

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

**MOTION TO DISCHARGE APPOINTED COUNSEL AND
PERMIT THE APPELLANT TO PROCEED *PRO SE***

Appellant, Ehab Allababidi, by Christopher McCoy, Deputy Defender, and Jaime L. Montgomery, Assistant Deputy Defender, Office of the State Appellate Defender, respectfully asks this Honorable Court to discharge the Office of the State Appellate Defender as counsel on appeal and permit Mr. Allababidi to proceed *pro se*.

In support of this motion, counsel states:

1. This Court appointed the Office of the State Appellate Defender to represent Mr. Allababidi on appeal in the above-captioned matter on July 31, 2026. The record on appeal has not yet been prepared. The facts presented herein are derived from documents obtained through the Lake County Circuit Clerk's online portal. Relevant documents are appended to this motion.
2. 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. (A1)

3. 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. (A3)

4. 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. (A4, A5)

5. 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. (A6, A7)

6. On July 10, 2026, Mr. Allababidi filed a *pro se* notice of appeal, which was file-stamped on July 23, 2026. (A8-11) 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 or, or revoking, a probation sentence, Ill. S. Ct. Rule 604(b)), declining to quash the outstanding arrest warrant, and discharging the Public Defender." The notice of appeal requested the appointment of counsel on appeal. (A11)

7. Mr. Allababidi is currently out of custody.

8. As noted above, this Court appointed the Office of the State Appellate Defender on July 31, 2026.

9. The Office of the State Appellate Defender received notification of its appointment on August 3, 2026. That same day, undersigned counsel received an email from Mr. Allababidi regarding his case. After reviewing the email and the limited documentation available at this stage in the appeal, undersigned counsel spoke to Mr. Allababidi over the telephone. During that conversation, Mr. Allababidi expressed his desire to discharge the Office of the State Appellate Defender so that he can be in

control of the issues raised on appeal. After the phone call, undersigned counsel sent Mr. Allababidi an email recounting their conversation.

10. On August 4, 2026, Mr. Allababidi filed a *pro se* motion titled, “Emergency Omnibus Motion of Defendant-Appellant for a Stay of Sentence and Admission to Bail, For a Stay of the Warrant of May 28, 2026, For Vacatur of the Appointment of Counsel and of the Direction Barring Appellant From Filing, and for Leave to File this Motion.” In his *pro se* motion, Mr. Allababidi expressly asks this Court to, among other things, vacate the appointment of the Office of the State Appellate Defender and to grant leave for the Office to withdraw as counsel on appeal.

11. Illinois law allows a defendant to represent himself on appeal when he does not want to proceed with appointed counsel. See S. Ct. Rule 607(a); 725 ILCS 5/121-13(a) (2026) (both stating that appellate counsel should be appointed if a defendant is indigent and “desires counsel on appeal”). Likewise, the Appellate Court has recognized that “the appointment of counsel—and arguably, the counsel’s continuing tenure—is conditional on the defendant’s desire for such counsel.” *People v. Jackson*, 362 Ill.App.3d 1196, 1199 (4th Dist. 2006).

12. Although the *Jackson* Court ultimately denied the defendant’s request to represent himself, it did so because it found that the request, which was made after the appeal was fully briefed by counsel, was too late and judicial efficiency outweighed the defendant’s interest in self-representation. *Id.* at 1200. Unlike the situation in *Jackson*, Mr. Allababidi’s request is being made prior to any brief being filed in this case.

13. Mr. Allababidi’s request to represent himself is not an attempt to disrupt or delay the proceedings, but stems from honest and fundamental differences between Mr. Allababidi and undersigned counsel concerning the issues to raise in this appeal.

Accordingly, Mr. Allababidi and the Office of the State Appellate Defender respectfully request that this Court discharge the Office of the State Appellate Defender and permit Mr. Allababidi to represent himself on Appeal 2-26-0352.

14. Undersigned counsel believes Mr. Allababidi has been properly advised regarding proceeding *pro se*, and that his request to proceed *pro se*, without the assistance of the Office of the State Appellate Defender, is knowingly and voluntarily made.

15. Pursuant to Local Rule 102(b), undersigned counsel notified opposing counsel of her intent to file this motion. Opposing counsel intends to object to this motion.

WHEREFORE, Mr. Allababidi respectfully requests that this Court discharge the Office of the State Appellate Defender and permit him to represent himself *pro se* on Appeal No. 2-26-0352.

Respectfully submitted,

CHRISTOPHER MCCOY
Deputy Defender

/s/ Jaime L. Montgomery
JAIME L. MONTGOMERY
Assistant Deputy Defender
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

COUNSEL FOR DEFENDANT-APPELLANT

EXHIBIT AAA

ORDER OF THE APPELLATE COURT, FIRST DISTRICT, ENTERED JULY 31, 2026 IN NO. 1-26-0055

WHAT THIS EXHIBIT ESTABLISHES

The comparator, and the reason it is in this record. On the same day, in the companion appeal, a different District appointed the same Office and imposed no restriction of any kind on the same appellant.

VISIBLE ON THE FACE OF THE DOCUMENT

- Entered by Presiding Justice James Fitzgerald Smith, stamped JUL 31 2026.
- Operative text in full: “Defendant-Appellant Ehab Allababidi is given an extension of time to **September 9, 2026** to properly file the record in this Court, and the Office of the State Appellate Defender is appointed to represent Defendant-Appellant Ehab Allababidi in this appeal.”
- **No filing bar. No communication bar. No restriction of any kind.**
- The record obligation is placed on **the appellant by name**, not on counsel.

HOW THIS EXHIBIT FITS THE RECORD

Set against Exhibit BBB: four days after this order, with nothing in it authorising the act, the Clerk’s office of that Court rejected the appellant’s emergency motion at intake and told him to contact counsel.

SOURCE AND AUTHENTICATION

SOURCE	Order of the Appellate Court, First District
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

IN THE
APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Plaintiff-Appellee,	)	
	)	
v.	)	Trial Ct. No. 23CR0241301
	)	
EHAB ALLABABIDI,	)	
	)	
Defendant-Appellant.	)	

ORDER

This cause coming to be heard on Defendant-Appellant Ehab Allababidi's "Motion to Direct Immediate Preparation and Transmission of the Record, to Direct Settlement of the Rule 323(c) Report, for Leave to Accept the Record Instantly Upon Transmission, and to Reset Briefing," with this Court being fully advised in the premises;

IT IS HEREBY ORDERED THAT:

Defendant-Appellant Ehab Allababidi's motion is DENIED.

IT IS FURTHER ORDERED THAT:

Defendant-Appellant Ehab Allababidi is given an extension of time to September 9, 2026 to properly file the record in this Court, and the Office of the State Appellate Defender is appointed to represent Defendant-Appellant Ehab Allababidi in this appeal.

ORDER ENTERED

JUL 31 2026

APPELLATE COURT FIRST DISTRICT

James Fitzgerald Smith
Presiding Justice

EXHIBIT BBB

NOTICE OF REJECTION, ENVELOPE NO. 39310613, FIRST DISTRICT, AUGUST 4, 2026, 3:49 P.M.

WHAT THIS EXHIBIT ESTABLISHES

What an intake refusal looks like when no order authorises it, and what it does to a litigant who has been told by one court that he may not file and by another court's clerk that he should not.

VISIBLE ON THE FACE OF THE DOCUMENT

- Court: "Appellate Court – 1st District." Envelope No. 39310613, submitted August 2, 2026 at 1:46 p.m.
- Rejection Reason: **"Rejection by Clerk."**
- Rejection Comments, in their entirety: **"Contact your attorney at the State Appellate Defenders office."**
- Filing Description: "Appellant's Emergency Motion to Reconsider July 31, 2026 Order, Vacate or Limit Appointment of Counsel, and Key September 9 Record Deadline to Clerk's Transmission."

HOW THIS EXHIBIT FITS THE RECORD

The document rejected was the motion asking that Court to decide whether the appellant may file. It is produced here because Part IV of the motion asks this Court to construe its own order rather than leave its scope to be settled the same way.

SOURCE AND AUTHENTICATION

SOURCE	Record of the electronic filing manager
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



Filing Rejected for Envelope Number: 39310613 in Case: 1-26-0055, PEOPLE v. EHAB ALLABABIDI for filing Motion - Reconsider
1 message

<no-reply@efilingmail.tylertech.cloud>
To: ehabhilfiger@gmail.com

Tue, Aug 4, 2026 at 3:49 PM

Filing Rejected



Envelope Number: 39310613
Case Number: 1-26-0055
Case Name: PEOPLE v. EHAB ALLABABIDI

The document below has been rejected for the reason(s) stated. Please correct and resubmit. If the corrected document will be late, [Illinois Supreme Court Rule 9](#) permits you to file a motion asking the court to treat the corrected document as filed on the date/time it was originally submitted. If you intend to do so, you must file that motion within 5 court days of this notice.

If you need further information, contact the [court clerk](#).

Rejection Reason(s) from Clerk's Office		
Court		Appellate Court – 1st District
Rejection Reason		Rejection by Clerk.
Rejection Comments		Contact your attorney at the State Appellate Defenders office.

Document Details	
Case Number	1-26-0055
Case Name	PEOPLE v. EHAB ALLABABIDI
Date/Time Submitted	8/2/2026 1:46 PM CST
Filing Type	EFileAndServe
Filing Description	Appellant???s Emergency Motion to Reconsider July 31, 2026 Order, Vacate or Limit Appointment of Counsel, and Key September 9 Record Deadline to Clerk???s Transmission
Filing Code	Motion - Reconsider
Filed By	Ehab Allababidi
Filing Attorney	

To learn how to copy the rejected filing so that you can make changes to refile, [click here](#).

If you are not represented by a lawyer, we want to improve your e-filing experience. Please [click here](#) to fill out a short survey.

EXHIBIT CCC

MOTION FOR ORIGINAL SUBMISSION DATE UNDER RULE 9(F)(1), FILED PRO SE AUGUST 4, 2026, NO. 1-26-0055 — PENDING

WHAT THIS EXHIBIT ESTABLISHES

Produced for one proposition, stated in its Part III: Rule 9 addresses the mechanics of electronic submission, and no provision of it authorises rejection of a document because the filing party is represented by counsel.

VISIBLE ON THE FACE OF THE DOCUMENT

- Rule 9(f)(1)(B), quoted there in full: **“If the filer establishes that the original filing was rejected for reasons not in conformity with those permitted under Rule 9(f), the corrected document need not vary from the original submission.”**
- Filed within the five court days Rule 9(f)(1)(A) allows, and pending as of the date of this record.

HOW THIS EXHIBIT FITS THE RECORD

The appellant states plainly that its Part V, written on August 4, contains a paragraph asserting that no clerk and no attorney of the Office of the State Appellate Defender had failed in any duty. Nothing in that motion is withdrawn. It is produced here entire, including that paragraph, so that the Court has the adverse part as well as the useful one.

SOURCE AND AUTHENTICATION

SOURCE	Pleading of the appellant, filed pro se in the companion appeal
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

PEOPLE OF THE STATE OF ILLINOIS,
Plaintiff-Appellee,

v.

EHAB ALLABABIDI,
Defendant-Appellant, Pro Se.

APPELLATE COURT OF ILLINOIS
FIRST DISTRICT

Appeal No. **1-26-0055**

Appeal from the Circuit Court of Cook
County, Illinois,
Criminal Division,
No. **23 CR 0241301**

Notice of appeal filed
January 12, 2026

MOTION FOR ORIGINAL SUBMISSION DATE UNDER ILLINOIS SUPREME
COURT RULE 9(F)(1), AND TO DEEM THE EMERGENCY MOTION
SUBMITTED AUGUST 2, 2026 FILED AS OF THAT DATE

Ill. S. Ct. R. 9(f)(1)(A) and 9(f)(1)(B) · filed within five court days of the notice of rejection

THE DOCUMENT ATTACHED AS EXHIBIT 1 IS UNCHANGED FROM THE ONE SUBMITTED
AUGUST 2, 2026.

Defendant-Appellant EHAB ALLABABIDI, self-represented, moves under Illinois Supreme Court Rule 9(f)(1) for an order establishing that the effective date of filing of the document attached as Exhibit 1 is **August 2, 2026**, the date of its original submission. Rule 9(f)(1)(A) requires that four things be set forth. They are set forth first, in the order the rule states them.

(i) Date of original submission	August 2, 2026, at 1:46 p.m. — envelope No. 39310613, filing type EFileAndServe, filed in this Court.
(ii) Date of the rejection	August 4, 2026, at 3:49 p.m. — notice transmitted by the electronic filing manager.
(iii) Reason for the rejection	As stated on the notice, in full and without omission. Rejection Reason: “Rejection by Clerk.” Rejection Comments: “Contact your attorney at the State Appellate Defenders office.”
(iv) The document to be deemed filed	Exhibit 1 — “Appellant’s Emergency Motion to Reconsider July 31, 2026 Order, Vacate or Limit Appointment of Counsel, and Key September 9 Record Deadline to Clerk’s Transmission,” as identified in the Filing Description on the notice. It is attached in full and contains no changes from the original submission , for the reason stated in Part III.

I. The rule, and the two sentences that govern

If a document is rejected **for any reason**, the filing party may, within 5 court days of the notice of rejection, file a motion requesting that the later-filed document be deemed to have been filed on the original submission date.

Ill. S. Ct. R. 9(f)(1)(A).

The court **shall grant** a timely motion for original submission date that satisfies the foregoing requirements and enter an order establishing that the effective date of filing of the corrected document shall be the date of the original submission. **If the filer establishes that the original filing was rejected for reasons not in conformity with those permitted under Rule 9(f), the corrected document need not vary from the original submission.**

Ill. S. Ct. R. 9(f)(1)(B).

This motion is timely. The notice of rejection issued August 4, 2026, at 3:49 p.m.; five court days from that notice runs to Tuesday, August 11, 2026. The four required statements appear above. What remains is the second sentence of Rule 9(f)(1)(B), and Part III addresses it.

II. What the order of July 31, 2026 says, and what the comment says

The order under which the appointment was made was entered July 31, 2026 by Presiding Justice James Fitzgerald Smith. Its operative paragraph reads in full:

Defendant-Appellant Ehab Allababidi is given an extension of time to September 9, 2026 to **properly file the record in this Court**, and the Office of the State Appellate Defender is appointed to represent Defendant-Appellant Ehab Allababidi in this appeal.

Order, People v. Allababidi, No. 1-26-0055 (Ill. App. Ct., 1st Dist., July 31, 2026).

Appellant sets that paragraph beside the comment on the notice of rejection, and does nothing to either of them.

The order of July 31, 2026	The comment of August 4, 2026
The order gives Defendant-Appellant Ehab Allababidi an extension of time “to properly file the record in this Court.”	The comment directs that Appellant “[c]ontact your attorney at the State Appellate Defenders office” rather than file.
The order bars Appellant from filing nothing . It contains no direction that Appellant file nothing further, no restriction on his appearing or being heard, and no limitation of any kind on what he may submit.	The rejection prevented Appellant from filing at all.
The order names Appellant as the person on whom the September 9 deadline operates.	The comment treats Appellant as a person who may not submit a document to this Court.

Appellant does not ask this Court to find that anyone acted improperly, and Part V states that expressly. He asks it to note only that the order and the comment cannot both be followed by the same person, and that of the two it is the order that this Court entered.

III. The stated reason is not a ground permitted under Rule 9(f), and the document therefore need not vary

Rule 9 governs electronic filing. Its subject matter throughout is the mechanics of submission: paragraph (c) excepts original wills; paragraph (d) exempts documents filed by incarcerated litigants, documents under the Juvenile Court Act, documents filed by persons with a disability preventing e-filing, and documents covered by a certification of good cause; paragraph (e) governs how an exempt document may be filed; and paragraph (f) governs timeliness, rejection, and technical failure. **No provision of Rule 9 authorizes rejection of a document because the filing party is represented by counsel.**

That is the entire argument, and appellant does not enlarge it. Whether a represented appellant may file and be heard in this Court on his own behalf is a question for this Court. **It is also the precise question that Exhibit 1 asks this Court to decide** — paragraphs 1, 2 and 7 of its prayer seek vacatur of the appointment, confirmation that the appointment does not displace Appellant’s right to file, and confirmation that the motion is properly before the Court. A document that asks a court to decide whether its author may file cannot be answered by an intake determination that he may not.

Because the stated reason is not a ground permitted under Rule 9(f), the second sentence of Rule 9(f)(1)(B) applies by its terms and **the corrected document need not vary from the original submission**. Exhibit 1 is therefore identical to the document submitted in envelope No. 39310613. Nothing has been added, removed, or altered. Appellant states this so that the Court may compare the two without taking his word for it.

IV. Why the date matters, and why the motion is brought rather than the filing abandoned

The order of July 31, 2026 sets September 9, 2026 as the date by which the record is to be filed. Exhibit 1 asks this Court, among other things, to key that date to the circuit clerk’s transmission of the record, on the ground pleaded at paragraph 10 of the motion the order denies: that under Rule 608(a) and First District Local Rule 10(a) the circuit clerk, and not the appellant, prepares, certifies and transmits the record. The nearer September 9, 2026 comes, the less useful that relief becomes.

Appellant does not argue the merits of Exhibit 1 here and asks this Court not to reach them on this motion. He states the point only to show that the loss of the August 2 submission date is not formal. **The relief sought in Exhibit 1 is time-sensitive, and the interval between August 2 and the date this motion is decided is interval it cannot spare.**

V. What this motion does not assert

- A. It does not assert that the Clerk of this Court, any deputy clerk, or any employee of the electronic filing manager acted improperly, in bad faith, or with any intent to obstruct. **A ministerial officer applying an intake practice is not a wrongdoer**, and nothing in this motion is offered as a predicate for any proceeding against anyone.
- B. It does not assert that the Office of the State Appellate Defender, or any attorney of that Office, has failed in any duty. No complaint, referral, or disciplinary proceeding is threatened or contemplated by this motion.
- C. It does not ask this Court to reconsider the order of July 31, 2026. That relief is sought in Exhibit 1, which is attached to be filed rather than argued.
- D. It does not assert that the order of July 31, 2026 barred Appellant from filing. **It did not, and that is the point of Part II.** Appellant reads the order as written.

VI. Relief requested

WHEREFORE, Defendant-Appellant EHAB ALLABABIDI respectfully asks that this Court:

1. **ENTER** an order under Illinois Supreme Court Rule 9(f)(1)(B) establishing that the effective date of filing of the document attached as Exhibit 1 is **August 2, 2026**, the date of its original submission in envelope No. 39310613;

2. **DIRECT** the Clerk to accept and docket Exhibit 1 as of that date;
3. **CONFIRM**, so that the question does not recur on the next submission, that the appointment entered July 31, 2026 does not by itself bar Appellant from filing documents in this appeal, the order containing no such direction; and
4. **GRANT** such further relief as the case may require under Rule 366(a)(5).

Verification

Under penalties as provided by law pursuant to section 1-109 of the Code of Civil Procedure (735 ILCS 5/1-109), I certify that the statements set forth in this instrument are true and correct, except as to matters stated on information and belief, and as to those matters I certify that I verily believe them to be true. Every description of a court record in this instrument is drawn from the document identified for it in the supporting record filed herewith.

Respectfully submitted,

/s/ Ehab Allababidi

EHAB ALLABABIDI

Defendant-Appellant, Pro Se

8516 W. Winona St., Chicago, Illinois 60656

(773) 920-0030 | defcon5ready@gmail.com

Dated: August 4, 2026

EXHIBIT DDD

ELECTRONIC MAIL OF APPOINTED COUNSEL, AUGUST 10, 2026, 3:17 P.M., REPORTING THE DENIAL OF WITHDRAWAL AND THE NEXT STEP

WHAT THIS EXHIBIT ESTABLISHES

The whole of what appointed counsel has told the appellant since the appointment, and the sequence it describes.

VISIBLE ON THE FACE OF THE DOCUMENT

- Christopher McCoy, Deputy Defender: “As a result, our office will continue to be the attorney on your case. **The next step in your case is that we will order the record to be prepared.**”
- Then: an individual attorney will be assigned, will read the record and research the law, and will contact the appellant to discuss his options.
- The message says nothing about a motion to stay.

HOW THIS EXHIBIT FITS THE RECORD

Set against Exhibit YY, ¶ 14, and against the record deadline of September 24, 2026 fixed by Exhibit EEE. The 180-day term activated June 17, 2026 is not stayed.

SOURCE AND AUTHENTICATION

SOURCE	Communication of counsel of record to the appellant
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



Appellate Court Case # 2-26-0352

1 message

Christopher McCoy <Christopher.McCoy@osad.state.il.us>
To: defcon5ready@gmail.com <defcon5ready@gmail.com>

Mon, Aug 10, 2026 at 3:17 PM

Dear Mr. Allababidi:

My name is Christopher McCoy, and I am the Deputy Defender for the Second District office of the Office of the State Appellate Defender. Attached is a copy of the appellate court’s order denying our motion to withdraw. As a result, our office will continue to be the attorney on your case. The next step in your case is that we will order the record to be prepared. Once the record is complete, an individual attorney in our office will be assigned to your case. After the attorney has read the record and researched the applicable law, they will contact you to discuss your options for the appeal.

Christopher McCoy | Deputy Defender
Office of the State Appellate Defender
2nd Judicial District
P: 847-695-8822
Christopher.McCoy@osad.state.il.us |  <https://www.illinois.gov/osad>



State of Illinois Confidentiality Notice: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

 **Allababidi- AC Order.pdf**
103 KB

EXHIBIT EEE

DOCKETING ORDER OF THIS COURT, AUGUST 11, 2026, FIXING THE RECORD DEADLINES

WHAT THIS EXHIBIT ESTABLISHES

The dates against which the relief requested in this motion has to be measured.

VISIBLE ON THE FACE OF THE DOCUMENT

- Report of proceedings, bystander’s report, or agreed statement of facts due to be filed in the trial court (Ill. S. Ct. R. 323): **09/10/2026**.
- Record on appeal due to be filed in the appellate court (Ill. S. Ct. Rs. 325, 326): **09/24/2026**.
- Addressed to Ehab Allababidi. Copied to Jaime Ling Montgomery, the Lake County Circuit Court, and Max Christian Boose.

HOW THIS EXHIBIT FITS THE RECORD

The People’s fourteen-day window under Rule 323(c) on the proposed report of proceedings served July 30, 2026 closes the day before this motion was filed.

SOURCE AND AUTHENTICATION

SOURCE	Order of the Appellate Court, Second District
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



ILLINOIS APPELLATE COURT SECOND DISTRICT

55 SYMPHONY WAY
ELGIN, IL 60120
(847) 695-3750

August 11, 2026

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

RE: People v. Allababidi, Ehab
Appeal No.: 2-26-0352
County: Lake County
Trial Court No.: 23CF1146

The docketing statement in the above cause has been filed. The following due dates pertain to the preparation and filing of the record on appeal.

Report of proceedings, bystander's report, or agreed statement of facts due 09/10/2026
to be filed in the trial court (Ill. S. Ct. R. 323):

Record on appeal due to be filed in the appellate court (Ill. S. Ct. Rs. 325, 09/24/2026
326):

Jeffrey H. Kaplan
Clerk of the Court

cc: Jaime Ling Montgomery
Lake County Circuit Court
Max Christian Boose

EXHIBIT FFF

FEDERAL FILINGS OF AUGUST 10 AND AUGUST 7, 2026, AS ACCEPTED AND STAMPED BY
CM/ECF

WHAT THIS EXHIBIT ESTABLISHES

Notice to this Court of the pendency and posture of the federal proceedings in which the matters described in this motion are at issue, and of the fact that the appellant continues to be able to file there.

VISIBLE ON THE FACE OF THE DOCUMENT

- Dkt. 55, *Allababidi v. Junkin*, No. 1:26-cv-01077 (N.D. Ill., Hon. John Robert Blakey), bearing the Clerk’s electronic file stamp of 8/10/2026 and the CM/ECF header line with PageID.
- Counsel served by the Notice of Electronic Filing are Assistant Attorneys General Eldad Z. Malamuth, Katherine M. Doersch and Michael T. Arnold.

HOW THIS EXHIBIT FITS THE RECORD

The exhaustion question in that case turns on whether the state corrective process was actually usable by the petitioner during the relevant period. The restrictions entered July 31, 2026 and the intake refusal of August 4, 2026 bear on it.

SOURCE AND AUTHENTICATION

SOURCE	Record of the United States District Court, N.D. Illinois
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

BC**FILED** MPV
8/10/2026
THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS — EASTERN DIVISION****EHAB ALLABABIDI,**
Petitioner,

v.

MATT JUNKIN, et al.,
*Respondents.*Case No. **26 C 1077**The Honorable
John Robert Blakey,
Judge Presiding.**ORAL ARGUMENT REQUESTED****NOTICE OF MOTION***Filed pro se — August 10, 2026*

To: Eldad Z. Malamuth, Katherine M. Doersch and Michael T. Arnold, Assistant Attorneys General, Office of the Illinois Attorney General (electronic notice via the Court's CM/ECF system).

PLEASE TAKE NOTICE that Petitioner EHAB ALLABABIDI, pro se, shall present the attached **MOTION FOR LEAVE TO FILE A REPLY IN EXCESS OF FIFTEEN PAGES**, together with **Exhibit 1** thereto (Concordance to Dkt. 51) and **Exhibit 2** thereto (the proposed thirty-nine-page Reply in Opposition to Dkt. 51, with the Exhibit Appendix, Exhibits A—HH, Bates NX2-000003—NX2-000253), before the Honorable John Robert Blakey, or any judge sitting in his stead, Courtroom 1203, Everett McKinley Dirksen United States Courthouse, 219 South Dearborn Street, Chicago, Illinois 60604, on a date and time set by the Court.

The motion is presented for ruling at the Court's convenience. If the Court requires presentment, Petitioner asks that this notice be treated as requesting the next available date on the Court's motion call. **Petitioner will appear by telephone**, using the conference instructions provided on the docket for the hearing date.

Respectfully submitted,

/s/ Ehab Allababidi**EHAB ALLABABIDI***Petitioner, Pro Se*

8516 W. Winona St. — Chicago, Illinois 60656

(773) 920-0030 — defcon5ready@gmail.comDated: **August 10, 2026****CERTIFICATE OF SERVICE**

I certify that on August 10, 2026 I submitted this Notice and the documents it identifies to the Clerk of Court through the Court's electronic filing portal for self-represented litigants. Counsel of record are registered users of the Court's CM/ECF system and are served by the Notice of Electronic Filing generated upon docketing. **/s/ Ehab Allababidi**

EXHIBIT GGG

ORDER OF THIS COURT ENTERED AUGUST 7, 2026, DENYING VACATUR OF THE APPOINTMENT AND DENYING COUNSEL’S MOTION TO WITHDRAW

WHAT THIS EXHIBIT ESTABLISHES

The order that reaffirmed the July 31 order, reproduced in full. It is the second occasion on which the restrictions of July 31 were left in place, and, like the first, it does not examine them. Every proposition in Part III of this motion is a quotation from it.

VISIBLE ON THE FACE OF THE DOCUMENT

- “Appellant’s motion for leave to reply is granted. However, appellant’s motion to vacate the appointment of counsel, and appellant’s counsel’s motion to withdraw, are denied.”
- **“Appellant clearly made multiple requests for counsel, which this court could grant.”** And: the appointment is one **“which appellant again repeatedly requested.”**
- “As appellee notes, appellant has no constitutional right to represent himself.” The order cites no case by name and does not mention article I, section 8 of the Illinois Constitution.
- “[T]he number and nature of appellant’s filings make very clear that the appointment of counsel ... is necessary to maintain the integrity and efficiency of the appellate process. **Accordingly, this court’s order of July 31 will stand.**”
- **The order contains no reference of any kind to the second sentence of the July 31 order** — the filing bar and the communication bar — to Rule 375, to any finding, or to the reservation of jurisdiction.
- Signed “Jeffrey H. Kaplan, Clerk of the Court.” Copied to Jaime Ling Montgomery and Max Christian Boose.

HOW THIS EXHIBIT FITS THE RECORD

Read with Exhibit HHH, the intake refusal that cites this order by date one day after the document refused was submitted.

SOURCE AND AUTHENTICATION

SOURCE	Order of the Appellate Court, Second District
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.



ILLINOIS APPELLATE COURT SECOND DISTRICT

55 SYMPHONY WAY
ELGIN, IL 60120
(847) 695-3750

August 7, 2026

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

RE: People v. Allababidi, Ehab
Appeal No.: 2-26-0352
County: Lake County
Trial Court No.: 23CF1146

The court has this day, August 07, 2026, entered the following order in the above entitled case:

Appellant's motion for leave to reply is granted. However, appellant's motion to vacate the appointment of counsel, and appellant's counsel's motion to withdraw, are denied.

Appellant clearly made multiple requests for counsel, which this court could grant. Appellant's indigency was established by his application to waive court fees, and thus this court could grant appellant's requests without a remand to the circuit court.

In any event, however, this court could appoint counsel even without appellant's requests, and it can now maintain that appointment over his objection. As appellee notes, appellant has no constitutional right to represent himself. To be sure, Rule 607(a) states that, if an indigent appellant "desires counsel on appeal, the court shall appoint counsel on appeal." But this is a very far cry from stating that the court *may* appoint counsel *only* if the appellant desires counsel.

Here, the number and nature of appellant's filings make very clear that the appointment of counsel, which appellant again repeatedly requested, is necessary to maintain the integrity and efficiency of the appellate process. Accordingly, this court's order of July 31 will stand.

Jeffrey H. Kaplan
Clerk of the Court

cc: Jaime Lina Montenegro

EXHIBIT HHH

NOTICE OF REJECTION, ENVELOPE NO. 39386845, SECOND DISTRICT, AUGUST 7, 2026, 12:15 P.M.
— “SEE ORDER OF 8/7”

WHAT THIS EXHIBIT ESTABLISHES

What became of the last document the appellant tendered to this Court before this one, and the two system-generated timestamps that describe what happened to it.

VISIBLE ON THE FACE OF THE DOCUMENT

- Date/Time Submitted: **8/6/2026 11:31 AM CST**. Rejected: **8/7/2026, 12:15 p.m.** The order invoked postdates the submission by one day.
- Court: “Appellate Court – 2nd District.” Rejection Reason: “Rejection by Clerk.” Rejection Comments, entire: “**See order of 8/7.**”
- Filing Description: “**Supplement & Declaration re Aug. 6 Proceeding; Renewed Special-Prosecutor Request.**” Filing Code: “Motion - Supplement.”
- The order of August 7 (Ex. GGG) does not mention a supplement, a declaration, a special prosecutor, the August 6 proceeding, or the intake of any document.

HOW THIS EXHIBIT FITS THE RECORD

Produced because paragraph 6 of the relief requested asks this Court to confirm that this motion is properly before it. A document was refused on the authority of an order entered the following day. A separate letter to that office, dated this date, demands the intake instruction in writing.

SOURCE AND AUTHENTICATION

SOURCE	Record of the electronic filing manager
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

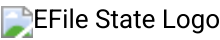


Filing Rejected for Envelope Number: 39386845 in Case: 2-26-0352, People v. Allababidi, Ehab for filing Motion - Supplement
1 message

<no-reply@efilingmail.tylertech.cloud>
To: ehabhilfiger@gmail.com

Fri, Aug 7, 2026 at 12:15 PM

Filing Rejected



Envelope Number: 39386845
Case Number: 2-26-0352
Case Name: People v. Allababidi, Ehab

The document below has been rejected for the reason(s) stated. Please correct and resubmit. If the corrected document will be late, [Illinois Supreme Court Rule 9](#) permits you to file a motion asking the court to treat the corrected document as filed on the date/time it was originally submitted. If you intend to do so, you must file that motion within 5 court days of this notice.

If you need further information, contact the [court clerk](#).

Rejection Reason(s) from Clerk's Office	
Court	Appellate Court – 2nd District
Rejection Reason	Rejection by Clerk.
Rejection Comments	See order of 8/7

Document Details	
Case Number	2-26-0352
Case Name	People v. Allababidi, Ehab
Date/Time Submitted	8/6/2026 11:31 AM CST
Filing Type	EFileAndServe
Filing Description	Supplement & Declaration re Aug. 6 Proceeding; Renewed Special-Prosecutor Request
Filing Code	Motion - Supplement
Filed By	Ehab Allababidi
Filing Attorney	

To learn how to copy the rejected filing so that you can make changes to refile, [click here](#).

If you are not represented by a lawyer, we want to improve your e-filing experience. Please [click here](#) to fill out a short survey.

EXHIBIT III

VERIFIED DECLARATION OF EHAB ALLABABIDI, AUGUST 13, 2026 — THE ATTEMPTED EXECUTION OF WARRANT NO. 314270 AT THE APPELLANT’S RESIDENCE AT APPROXIMATELY 3:00 P.M. THIS DATE

WHAT THIS EXHIBIT ESTABLISHES

The fact that converts the relief requested in paragraph 3 from a question about a docket into a question about a person. Officers came to the door of the appellant’s home on the day before this motion was filed, asking for him by name, on the warrant issued May 28, 2026 — the warrant this Court was told on July 31 would be addressed by a motion to stay that has never been filed.

VISIBLE ON THE FACE OF THE DOCUMENT

- The declaration states on the declarant’s own knowledge only what he can support: that he lives at the address, that **he was not there**, and that the doorbell camera was not charged and **no recording exists**.
- The events at the door are stated **on information**, and the declaration names its source on the face of the sentence — an adult household member who was present.
- It declines to state which agency the officers were from, in what vehicle, or in what uniform, on the express ground that the declarant does not know.
- It states which paragraphs rest on the declarant’s own observation and which rest on information whose source it names.

HOW THIS EXHIBIT FITS THE RECORD

Produced in the form in which it is filed this date in the First District in No. 1-26-0055 and in the Circuit Court of Cook County in No. 2025 CH 12908, so that the three courts before which the fact matters have the same words and not three recollections.

SOURCE AND AUTHENTICATION

SOURCE	Declaration of the appellant under 735 ILCS 5/1-109
PAGES	Complete document
AUTHENTICATION	Certified by Appellant under 735 ILCS 5/1-109 and Illinois Supreme Court Rule 328 as a true and correct copy of the identified record.

VERIFIED DECLARATION OF EHAB ALLABABIDI

735 ILCS 5/1-109 · concerning the attempted execution of Lake County Warrant No. 314270 at 8516 West Winona Street, Chicago, on August 13, 2026

I, EHAB ALLABABIDI, declare under penalties as provided by law pursuant to section 1-109 of the Code of Civil Procedure (735 ILCS 5/1-109) that the following statements are true and correct, and that as to any statement made on information rather than on my own observation, I have identified the source of the information on the face of the statement and I believe it to be true.

The warrant, and its identifiers

Subject	Ehab Allababidi, DOB 09/24/1996
Case	Lake County No. 23 CF 1146 / 23CF00001146
County warrant	Lake County Sheriff's Warrant No. 314270 , issued May 28, 2026
State warrant	No. W26F4152
ORI identified	IL0492900 — identified to me as the Lincolnshire Police Department; authoritative confirmation requested and not yet received
Holding agency	Lake County Sheriff's Office, ORI IL0490000
Residence	8516 West Winona Street, Chicago, Illinois 60656

What I state of my own knowledge

- I reside at 8516 West Winona Street, Chicago, Illinois 60656. I have resided at that address at all times relevant to this declaration, and it is the address that appears against my name on the Lake County Sheriff's public Active Warrant Report.
- On August 13, 2026, at approximately 3:00 p.m., I was not at that residence.** I did not personally observe what occurred there at that time, and I do not state that I did.
- The video doorbell at the residence was not charged on August 13, 2026 and did not record. **No recording of the events described below exists**, and I state that here rather than leave the absence of a recording to be discovered.
- As of the date of this declaration the warrant identified above remains active. I have not been taken into custody on it, and no court has recalled or quashed it.
- The ORI **IL0492900** has been identified to me in connection with this warrant record. **I do not have, and do not here assert, an authoritative record from the Illinois State Police or any other agency establishing which agency entered or maintains the entry.** I requested exactly that from the Illinois State Police on July 29, 2026 and have not received it.
- I have never been served with, and have never seen, any document from any agency notifying me that the warrant was to be executed, withdrawn, validated, corrected, or cancelled.

What I state on information, and the source of that information

The following is not stated on my own observation. It is stated on the report of an adult member of my household who was present at the residence on August 13, 2026 and who described the events to me afterward.

I identify the basis so that the Court and any opposing party can weigh it accordingly, and I am prepared to make that person available to the Court.

6. At approximately **3:00 p.m. on August 13, 2026**, one or more law enforcement officers came to the door of the residence at 8516 West Winona Street.
7. The officers asked for me by name.
8. I was not present, and the person present so advised them.
9. The officers did not enter the residence, and no one at the residence was taken into custody.
10. I am not able to state, and do not state, which agency the officers were from, whether they were in uniform, what vehicle they arrived in, or what unit they were assigned to. **I do not know those facts and I will not guess at them.** They are precisely the facts that the records requests served this date are directed at obtaining.

The one inference I do draw, and the basis for it

I draw one inference and I state the basis for it rather than assert it. The warrant identified above has been outstanding since May 28, 2026 and appears in the Illinois LEADS system and in NCIC. My name, date of birth, and **this street address** are published against that warrant on the Lake County Sheriff's public Active Warrant Report, which I have previously reproduced and served on that Office. An officer who came to this address on this date asking for me by name did so because a record system directed him to this address.

That is the significance of the event for the matters in which this declaration is filed. It is not that a single visit occurred. It is that the record entry which produced it is **still live**, and that an entering or maintaining agency can cancel such an entry administratively without any court doing anything. Until it is cancelled or the sentence is stayed, what happened at approximately 3:00 p.m. on August 13, 2026 can happen again on any day, at any hour, at the address every one of these courts uses to send me its orders.

What this declaration deliberately does not say

I do not state that any officer did anything improper. I do not state that anyone directed the attempt for any purpose connected to any of my cases, and I do not know that any of them did. I do not ask any court to find that anyone acted in bad faith on August 14, 2026. **An officer executing a facially valid warrant is doing his job.** The question this declaration is furnished to answer is not whether the officers should have come. It is whether the record entry that sent them should still exist, and which of the parties before these courts has had the power to remove it and has not.

Executed on August 14, 2026, at Chicago, Illinois, concerning events of August 13, 2026, under penalties as provided by law pursuant to 735 ILCS 5/1-109.

/s/ Ehab Allababidi

EHAB ALLABABIDI, Declarant, self-represented
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