

ILLINOIS ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION

ATTORNEY DISCIPLINARY COMPLAINT TRANSMISSION

PROSECUTOR OF RECORD — SWORN PETITION TO DETAIN ON A “PENDING” CHARGE; 19 CONTINUANCES, NO TRIAL — FAX PART 2 OF 2

FAX: (312) 565-2320 — 130 E. Randolph Dr., Suite 1500, Chicago, IL 60601

FIVE-COUNT DISCIPLINARY COMPLAINT

Rules 3.3(a)(1) • 8.4(c) • 3.1 • 8.4(d) • 3.8

TO:	Illinois Attorney Registration and Disciplinary Commission
FAX:	(312) 565-2320 [URGENT — Active Federal Proceeding / Active Warrant]
ADDRESS:	130 E. Randolph Dr., Suite 1500, Chicago, IL 60601
FROM:	Ehab Allababidi, Complainant, Pro Se 8516 W. Winona St., Chicago, IL 60656 (773) 920-0030 — defcon5ready@gmail.com
RESPONDENT :	Francis P. DeRosa, Assistant State's Attorney Lake County State's Attorney's Office 18 N. County St., Waukegan, IL 60085 fderosa@lakecountyil.gov ARDC No.: not stated to Complainant
SUPERVISOR:	Eric F. Rinehart, State's Attorney statesattorney@lakecountyil.gov
STATE CASE:	23 CF 1146 — People v. Allababidi 19th Judicial Circuit, Lake County, Illinois Hon. Christopher R. Stride, Courtroom T-611
FEDERAL CASE:	1:26-cv-06738 — Allababidi v. Shepherd, et al. (§ 1983, N.D. Ill.) 1:26-cv-01077 — Allababidi v. Junkin (Habeas, N.D. Ill.) DeRosa's prosecutorial conduct underlies the malicious-prosecution claim
DATE:	June 12, 2026
SUBJECT:	Five-Count Disciplinary Complaint: knowing false statement of fact to a tribunal (Rule 3.3(a)(1)) and misrepresentation (Rule 8.4(c)) in the Sept. 20, 2024 Verified Petition to Revoke Pre-Trial Release swearing the defendant “committed” a charge the petition itself calls “pending”; frivolous detention petition withdrawn 39 days later (Rule 3.1); 19 continuances over 817 days with no trial (Rule 8.4(d)); and a 35-witness medical dragnet for a plea-resolved case (Rule 3.8)
ENCLOSURES :	Complaint body + Exhibits A—E with exhibit cover pages
PAGES:	Pages: 13

LEGAL SIGNIFICANCE — WHY THIS COMPLAINT IS URGENT:

Respondent Francis P. DeRosa, an Assistant State's Attorney, personally verified under Section 1-109 a Petition to Revoke Pre-Trial Release that swore the defendant “committed” a Class 4 felony the same petition described as merely “pending” (Exhibit A) — a false statement of material fact to a tribunal, and a misrepresentation by which he vouched, as a complaining witness, for an unadjudicated charge. He withdrew that sworn petition 39 days later on the State's own motion (Exhibit B). He then prosecuted the case across 19 documented appearances without ever setting it for trial (Exhibit C), and subpoenaed a 35-witness medical-records dragnet for a matter resolved by plea (Exhibit D). This complaint is proven entirely by DeRosa's own signed filings and the circuit court's own certified minutes.

EXHIBITS ENCLOSED IN THIS TRANSMISSION:

- Exhibit A — Verified Petition to Revoke Pre-Trial Release (9/20/2024): DeRosa's § 1-109 oath that the defendant “committed” a charge the petition calls “pending”
- Exhibit B — Minute Order (10/29/2024): the State's withdrawal of that sworn petition, 39 days later

Respectfully submitted,

Francis P DeRosa
Assistant State's Attorney

Under penalties provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this Petition to Detain are true and correct, except as to matters herein stated to be upon information and belief and as to such matters, the undersigned certifies as aforesaid that he/she verily believes the same to be true.

Respectfully submitted,

Francis P DeRosa
Assistant State's Attorney

EXHIBIT C

State's Disclosure to the Accused (DeRosa, 18 Witnesses)

State's Disclosure signed by DeRosa listing 18 witnesses under Supreme Court Rule 412, including Lincolnshire police off...

DEROSA CONDUCT SUBMISSION — ALLABABIDI v. SHEPHERD — CASE NO. 1:26-cv-06738

Custodian:	Circuit Court Clerk, Lake County	Date:	2024-2026
Verification:	Certified Court Records	Prosecutor:	Francis P. DeRosa, ASA
Supports:	Malicious Prosecution / Bad Faith		

PROVING VALUE — WHAT THIS EXHIBIT ESTABLISHES:

State's Disclosure signed by DeRosa listing 18 witnesses under Supreme Court Rule 412, including Lincolnshire police officers, civilian witnesses, and a phlebotomist.

On June 12, 2024, DeRosa filed the State's Disclosure to the Accused, listing 18 witnesses he intended to call: Lincolnshire police officers, civilian collision eyewitnesses, a phlebotomist from Advocate Condell Medical Center, an Illinois State Police trooper. Standard practice for a case the State intended to try. But this case never went to trial. Not a single one of these 18 witnesses ever testified. DeRosa listed them under Supreme Court Rule 412, bound the defense to respond to them, and then resolved the case by plea without calling any of them. The disclosure is not a witness list; it is a threat made in the form of a court filing. The question is why the State needed 18 witnesses for a case it was always going to settle.

STATE OF ILLINOIS)
) SS:
COUNTY OF LAKE)

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

PEOPLE OF THE STATE OF ILLINOIS)
)
VS.) GENERAL NO. **23CF1146**
)

EHAB ALLABABIDI

LIST OF WITNESS

The People disclose the following as a list of witnesses to be called at trial. Additionally, the people reserve the right to call as witness any persons referenced in any disclosure of materials to the defendant.

WITNESSES

- Gurnee Officer Murray
- Lincolnshire Detective Forkes
- Lincolnshire Officer Plotke
- Lincolnshire Officer Temple
- Lincolnshire Community Service Officer Kanter
- Lincolnshire Officer Skrobot
- Lincolnshire Detective Petrick
- Lincolnshire Officer Beale
- Lincolnshire Sergeant Zange
- Illinois State Police Trooper Nebelski
- Riverwoods Officer Durkin
- Christopher King
- Manuel Rojo
- Asad Khan
- Adam Heald
- Gary Gutierrez
- James Howard
- Condell Phlebotomist Stacy Rietschel
- Any Other Person Mentioned in the Reports

EXHIBIT D

State's Motion for Discovery (DeRosa, 14-Day Demand)

DeRosa's motion demanding defense disclose witnesses, statements, documents, alibi, and affirmative defenses within 14 d...

DEROSA CONDUCT SUBMISSION — ALLABABIDI v. SHEPHERD — CASE NO. 1:26-cv-06738

Custodian:	Circuit Court Clerk, Lake County	Date:	2024-2026
Verification:	Certified Court Records	Prosecutor:	Francis P. DeRosa, ASA
Supports:	Malicious Prosecution / Bad Faith		

PROVING VALUE — WHAT THIS EXHIBIT ESTABLISHES:

DeRosa's motion demanding defense disclose witnesses, statements, documents, alibi, and affirmative defenses within 14 days.

DeRosa moved the court for an order compelling the defense to furnish witness lists, documentary evidence, statements, alibi information, and any affirmative defenses within 14 days. The court granted the motion. DeRosa obtained the discovery order, the defense complied three months later filing an answer that disclosed no criminal history, no expert witnesses, no physical evidence, and only two witnesses—then DeRosa continued the case another six months before accepting the negotiated plea. The motion compelled the machinery of the prosecution; it did nothing to advance the case toward trial. The order, attached here, bears DeRosa's litigation strategy on its face: demand everything, produce nothing, continue indefinitely.

STATE OF ILLINOIS)
)
COUNTY OF LAKE)

SS

FILED

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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

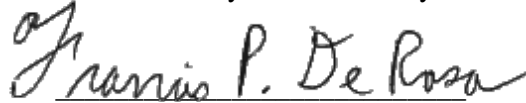
PEOPLE'S MOTION FOR DISCOVERY

NOW COME the People of the State of Illinois, by ERIC F. RINEHART, State's Attorney, in and for the County of Lake, State of Illinois, by and through, Assistant State's Attorney, and request the following as discovery from the defendant, pursuant to Supreme Court Rule 413 and under the Local Rules of the Nineteenth Judicial Circuit, Part 9.00, Sub-Part C, 9.16:

1. The names and last known addresses of persons whom the defendant intends to call as witnesses, together with their relevant written or recorded statements, including memoranda reporting or summarizing their oral statements, and any record of prior criminal convictions of said witnesses known to the defendant or counsel;
2. Any written or recorded statements, including memoranda reporting or summarizing the oral statements of any person listed by the State as potential witnesses;
3. Any books, papers, documents, photographs or tangible objects which the defendant intends to use as evidence or for impeachment at a hearing or at trial;
4. If the defendant intends to establish an alibi, specific information as to the place where the defendant maintains he/she was at the time of the alleged offense;
5. The title of any and all Affirmative Defenses that he intends to assert at a hearing or at trial.
6. Any reports or results of physical or mental examinations or of scientific tests, experiments or comparisons, or any other reports or statements of experts which defense counsel has in his possession or control, including a statement of the qualifications of such experts, except that those portions of the reports containing statements made by the defendant may be withheld if defense does not intend to use any of the material contained in the report at a hearing or trial.

WHEREFORE, the People request that the above discovery materials be tendered to the People within 14 days of this Motion.

ERIC F. RINEHART
State's Attorney of Lake County



Assistant State's Attorney

EXHIBIT E

Supplemental Discovery Disclosure (DeRosa, 17 Medical Experts Added)

DeRosa's supplemental disclosure adding 17 medical professionals to the witness list, including physicians, surgeons, an...

DEROSA CONDUCT SUBMISSION — ALLABABIDI v. SHEPHERD — CASE NO. 1:26-cv-06738

Custodian:	Circuit Court Clerk, Lake County	Date:	2024-2026
Verification:	Certified Court Records	Prosecutor:	Francis P. DeRosa, ASA
Supports:	Malicious Prosecution / Bad Faith		

PROVING VALUE — WHAT THIS EXHIBIT ESTABLISHES:

DeRosa's supplemental disclosure adding 17 medical professionals to the witness list, including physicians, surgeons, and specialists. None were ever called to testify.

Two months after the initial disclosure, DeRosa filed a Supplemental Disclosure adding 17 more witnesses—all medical professionals, identified by name: Scott Miller, MD; Mark Oquist-Cardenas, MD; David Foosaner, MD; Kristin Vercillo, MD; Stephen Amesbury, MD; Megan Stock, MD; John Brunetti, DMD; Beth Ginsburg, MD; Rami Taha, MD; Marcus Talerico, MD; Stephen Clark, MD; Holly Loud, DO; Christopher Coury, MD; David Zartaisky, MD; Shayle Patzik, MD; Shabirusain Abadin, MD; Maher Nahlawi, MD. The supplemental disclosure reserved the right to call “any other person mentioned in the reports.” Thirty-five witnesses across two disclosures. Not one of those 35 witnesses testified. The prosecution ended with a negotiated plea. The witness list was a threat, not a trial plan. This exhibit is the supplemental disclosure itself, bearing DeRosa’s signature and the court’s file stamp.

EXHIBIT F

Court Order re: Discovery (Upon DeRosa’s Motion)

Court Order granting DeRosa’s motion for reciprocal discovery, directing defense to disclose defenses, witnesses, and ev...

DEROSA CONDUCT SUBMISSION — ALLABABIDI v. SHEPHERD — CASE NO. 1:26-cv-06738

Custodian:	Circuit Court Clerk, Lake County	Date:	2024-2026
Verification:	Certified Court Records	Prosecutor:	Francis P. DeRosa, ASA
Supports:	Malicious Prosecution / Bad Faith		

PROVING VALUE — WHAT THIS EXHIBIT ESTABLISHES:

Court Order granting DeRosa’s motion for reciprocal discovery, directing defense to disclose defenses, witnesses, and evidence within 14 days.

The court entered this order on June 20, 2024, directing defense counsel to inform the State of any defenses Defendant intended to raise and to furnish witness lists, statements, documents, and expert reports within 14 days. It memorializes the ongoing reciprocal-discovery obligations in a prosecution that, at that point, had been pending for over a year without resolution. DeRosa had the discovery he demanded. The defense complied. And still the case continued for another fifteen months before disposition—fifteen months during which the State’s own insurer had already indemnified the parallel loss from the same collision that later formed the financial predicate of the revocation petition.

STATE OF ILLINOIS)
)
) SS
COUNTY OF LAKE)

FILED

ERIN CARTWRIGHT WEINSTEIN
Clerk of the Court
Lake County, Illinois

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.)
)

GENERAL NO: 23CF1146

EHAB ALLABABIDI

ORDER

Upon Motion of the People of the State of Illinois, by ERIC F. RINEHART, State’s Attorney, for County of Lake, by and through, Assistant State’s Attorney,

IT IS HEREBY ORDERED that counsel for the defendant in the above-captioned cause shall inform the State of any defenses which the defendant intends to make at a hearing or trial, including affirmative defenses, non-affirmative defenses, alternate and inconsistent defenses;

IT IS FURTHER ORDERED that counsel for the defendant shall furnish the State with the following materials and information within counsel’s possession or control or within the possession or control of the defendant:

1. The names and last known addresses of persons the defendant intends to call as witnesses, together with their relevant written or recorded statements, including memoranda reporting or summarizing their oral statements and any record of prior criminal convictions of said witnesses known to the defendant or counsel;
2. Any written or recorded statements, including memoranda reporting or summarizing the oral statements of any person listed by the State as potential witnesses;
3. Any books, documents, photographs or tangible objects said defendant intends to use as evidence or for impeachment;
4. Any reports or statements of experts, made in connection with this case, including results of physical or mental examinations, and of scientific tests, experiments or comparisons, except that those portions of reports containing statements made by the defendant may be withheld if defense counsel does not intend to use any of the material contained in the report at a hearing or trial; oral reports or statements of experts shall be reduced to writing by said experts;

IT IS FURTHER ORDERED that if said defendant intends to establish an alibi, said defendant shall disclose to the State specific information as to the place where the defendant maintains he was located at the time of the alleged offense;

IT IS FURTHER ORDERED that counsel for the defendant shall comply with the aforesaid order **within 14 days** hereof at a time and place and in a manner mutually agreeable to said counsel and the Office of the State’s Attorney whereby said material and information may be inspected, obtained, tested, copied or photographed. If the parties cannot agree on a time, place, and manner of compliance with this order, defense counsel shall notify the State that the aforesaid material and information may be inspected, obtained, tested, copied or photographed during specified reasonable times and at places reasonably accessible to the State’s Attorney or his designated Assistant.

IT IS FURTHER ORDERED that, if subsequent to compliance with this Order, the defendant or counsel discover additional material or information which is subject to disclosure under the above terms, such information or material shall be promptly disclosed to the State and this Court.

Dated at Waukegan, Illinois, on 06/20/2024.

ENTERED: _____

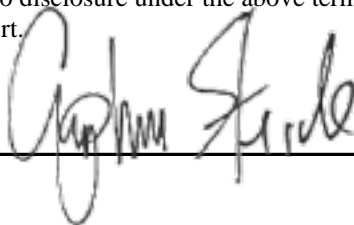


EXHIBIT G

Order of Nolle Prosequi — Count 2 (Entered on DeRosa’s Motion)

The September 8, 2025 court order, entered by the court on the State’s motion, nolle-prossing Count 2 (Aggravated Speedi...

DEROSA CONDUCT SUBMISSION — ALLABABIDI v. SHEPHERD — CASE NO. 1:26-cv-06738

Custodian:	Circuit Court Clerk, Lake County	Date:	2024-2026
Verification:	Certified Court Records	Prosecutor:	Francis P. DeRosa, ASA
Supports:	Malicious Prosecution / Bad Faith		

PROVING VALUE — WHAT THIS EXHIBIT ESTABLISHES:

The September 8, 2025 court order, entered by the court on the State’s motion, nolle-prossing Count 2 (Aggravated Speeding).

Count 2 (Aggravated Speeding, 625 ILCS 5/11-601.5) was charged in the June 14, 2023 indictment and resolved by nolle prosequi at the September 8, 2025 disposition — more than two years. The order was entered by the court on the State’s motion. Under Thompson v. Clark, 596 U.S. 36, 49 (2022), the Fourth Amendment favorable-termination element requires only that the prosecution ended without a conviction; under Illinois law a nolle prosequi is a favorable termination when it is not the product of a compromise, Swick v. Liautaud, 169 Ill. 2d 504, 513-14 (1996). The order is placed of record so the Court may apply the correct standard; the count carried to judgment is the one carrying the restitution obligation the State’s insurer had already paid.

FILED

JUDICIAL CIRCUIT OF LAKE COUNTY

STATE OF ILLINOIS)
)SS
COUNTY OF LAKE)

**Erin Cartwright Weinstein
Clerk of the Court
Lake County, Illinois**

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

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

General No. 23CF00001146, count 2
only

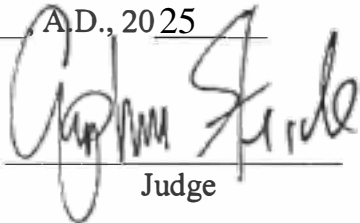
ORDER

ON MOTION OF THE STATE'S ATTORNEY, Attorney for the People of the State of Illinois;
leave given the State's Attorney to Nolle Prosequi the above entitled cause;

Cause Nolle Prossed, defendant discharged;

Surety on the bond released.

Dated at Waukegan, Illinois, this 8th day of September, A.D., 2025

ENTERED: 
Judge

- Pursuant to a hearing held in this matter, a Public Defender Fee in the amount of \$_____ is hereby ordered.
- Pursuant to a hearing held in this matter, it has been determined that no Public Defender Fee shall be assessed.

171-335 Rev 2/06