

IN THE APPELLATE COURT OF ILLINOIS  
FIRST JUDICIAL DISTRICT

Docket Number 1-07-0088

Yuling Zhan	)	Appeal from Circuit Court of
Plaintiff-Appellant,	)	Cook County
	)	Circuit Court No: 04 M1 23226
	)	Trial Judge: Wayne D. Rhine
V.	)	Date of Notice of Appeal:
	)	January 5, 2007
Napleton Buick Inc,	)	Date of Judgment : December 1, 2006
n/k/a D'Andrea Buick Inc.	)	Date of Post judgment Motion Order:
Defendant - Appellee	)	December 20, 2006

DOCKETING STATEMENT

(Civil)

Plaintiff-Appellant Yuling Zhan, pro se respectfully submits this Docketing Statement, pursuant to Illinois Supreme Court Rule 312, and states:

- 1. Is this a cross-appeal, separate appeal, joining in a prior appeal, or related to another appeal which is currently pending or which has been disposed of by this court?**

No.

**2. If any party is a corporation or association, identify any affiliate, subsidiary, or parent group:**

Defendant did not disclose any affiliate, subsidiary, or parent group, if there was any.

**3. The full name of appellant filing this statement:**

Yuling Zhan.

**Counsel on Appeal**

**For appellant filing this statement:**

**Name:** Yuling Zhan, pro se

**Address:** 3121 S Lowe, Chicago, Ill. 60616

**Telephone:** (312) 225-4401

**Trial counsel, if different**

**Name:** Todd Carcelli

**Address:** 77 W. Wacker, Chicago, Ill. 60601

**Telephone:** (312) 236-2201

**4. Counsel on Appeal**

**For appellee**

To be disclosed by Defendant-Appellee.

**Trial counsel, if different,**

**Name:** Elaine S. Vorberg

**Address:** 2650 N. Lakeview Suite 2905, Chicago, Ill. 60614

**Telephone:** (773) 880-5376

**5. Court reporting personnel:**

N/A

**Approximate Duration of trial court proceedings to be transcribed?**

N/A

**Can this appeal be accelerated?**

N/A

**6. Briefly state the supreme court rule, or other law, which confers jurisdiction upon the reviewing court:**

After a trial was held on November 22 and December 1, 2006, the circuit court of Cook County entered a "Final Judgment Order." Plaintiff filed timely post-judgment motions under 735 ILCS 5/2-1203 on December 7 and December 13, 2006. The circuit court denied plaintiff's post-judgment motions on December 20, 2006. And plaintiff filed a timely notice of appeal on January 5, 2007. This Court has jurisdiction pursuant to the Illinois Supreme Court Rules 301 and 303.

**7. Nature of Case:**

Contract and Tort

**8. Briefly describe the nature of the case and the result in the trial court, and set forth any reasons for an expedited schedule:**

Plaintiff-Appellant alleged that, when she bought a used car, Defendant-Appellee violated Vehicle Information and Cost Savings Act, 49 U. S. C. § 32701 et seq., Magnuson-Moss Act 15 U. S. C §2301 et. seq., the Illinois Consumer Fraud and Deceptive Business

Practice Act 815 ILCS 505/2 et seq., Illinois UCC, and common law. After Plaintiff-Appellant initiated the instant suit, Defendant-Appellee filed a counterclaim for storage fees for the subject vehicle. A final judgment from circuit court has been entered on December 1, 2006 in favor of Defendant-Appellee on Plaintiff-Appellant's claims.

In this case, the law is clear and well established; fair and just decision can be made even from reviewing documentary evidence alone.

**9. State the general issues proposed to be raised (failure to include an issue in this statement will not result in the waiver of the issue on appeal):**

The following general issues are proposed to be raised: (1) Whether the dollar figure of claims in the instant suit exceeds the jurisdictional limit of the trial court; (2) whether all orders entered by a judge shall be void after a motion for substitution of the judge as of right was filed, and the motion was granted one month later by the same judge; (3) whether orders or parts of them are void or voidable as long as they are based on void orders; (4) whether a party should be allowed to proceed and go to trial after it either failed to file an Answer or it failed to serve it properly for nine months; (5) whether a counterclaim should have a cause of action and whether it should be presented to arbitration and whether it should be incorporated into an Answer; (6) whether Plaintiff-Appellant's fundamental rights under the First and Fourteenth Amendments of the U. S. Constitution were violated during hearings, discovery and at trial; (7) whether Defendant-Appellee's counsel had been engaged in impermissible "court order shopping" and "judge shopping" activities; (8) whether a lawyer should be disqualified from a case when he/she became an advocate/witness and an actor; (9) whether a counsel should be disqualified on the spot when the trial judge caught him/her providing irreconcilable statements

on material facts during trial; (10) whether fraud upon tribunal is a cause of action in Illinois and whether misconduct from a party's counsel can be raised as an issue; (11) whether the December 1, 2006 "Final Judgment Order" on its face runs counter to 735 ILCS 5/2-1203 (a) and (b); and (12) whether part 1 of the December 1, 2006 "Final Judgment Order" is in intrinsic contradiction with part 2 of the same order.

I, as a pro se Appellant, hereby certify that I asked the clerk of the circuit court to prepare the record on January 5, 2007, I filed a written motion to prepare the record in the circuit court on January 18, 2007, also I filed a proposed report of proceedings (Proposed Bystander Report) on January 5, 2007 in the circuit court of Cook County pursuant to Illinois Supreme Court Rule 323 (c).

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Date

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Appellant, pro se

Yuling Zhan

Yuling Zhan

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