

Yuling Zhan

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April 10, 2009

Honorable Justice James F. Smith

Illinois Appellate Court, Fifth Division, 1st District, Chicago, IL 60601

Re: Case 1-07-0088


Dear Honorable Justice Smith,

As stated in my court filings, there are several clear and fundamental errors in the Order drafted by you in the case (No. 1-07-0088). Enclosed please find the following: (1) Judge Wayne Rhine's notice which was posted outside his courtroom in 2006. (2) Judge Rhine's undisclosed "judgment," which was made two months before a chaotic trial, where the car dealer and its counsel were caught in providing irreconcilable statements of material facts.

After a cursory reading of the above documents, one will be readily convinced that it is plain wrong to assume that (1) The Circuit Court of Cook County does not distinguish between small claims and other civil cases; (2) An associate judge with heavy small claims load can hear and determine a case which should be processed by a court in the Law Division of the Circuit Court; (3) A case can be determined without due process, and the Illinois Supreme Court Rule ("Rule") 219 can be arbitrarily ignored; (4) A motion to challenge the court's monetary jurisdictional limit could be discarded without a ruling; (5) Rule 323(c) can be disregarded. The specific judge had authority to enter a predetermined judgment, but the Circuit Court of Cook County had no jurisdiction in certifying Bystander's Report.

Defendant's counsel Ms. Elaine S. Vorberg is very familiar with the above documents, and it is on the record that she demanded in excess of \$30,000 for a frivolous Counterclaim at trial. Beyond dispute, a lawyer does not have a license to provide deliberate false statements of facts and law in court. And I would be for ever grateful if you can do something about it within your duty and authority.

Sincerely yours.


Yuling Zhan

Enclosures

Cc: Hon. Justice Margaret O. Frossad; Hon. Justice Michael F. Toomin; Mr. Steven M. Ravid, Clerk of the Court and Defendant's counsel Elaine S. Vorberg