

8. Whether the Dealer should be allowed to prevail after it misrepresented or concealed identities of key witnesses and provided false statements on material facts, and its counsel, when doing the same, was caught by the judge during trial;

9. Whether the trial court ignored plaintiff's constitutional rights before, during and after the trial, and whether plaintiff is entitled to additional relief;

10. Whether the December 1, 2006 "final judgment order" on its face runs counter with 735 ILCS 5/2-1203, and whether Part 1 of the "final judgment order" is intrinsically in contradiction with Part 2 of the same order.

11. Whether in Illinois punitive damages under ICFA constitutes "double recovery" if plaintiff can simultaneously prevail on ICFA and MVICSA claims.

### **JURISDICTION**

After a trial held on November 22 and December 1, 2006, the trial court entered a "final judgment order" (A74). Plaintiff filed timely post-judgment motions: (A75-121 and S459-496), and they were denied on December 20, 2006 (A122), Plaintiff filed a notice of appeal on January 5, 2007 (A 123-145). This Court has jurisdiction pursuant to the Illinois Supreme Court Rules 301 and 303.

### **CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED**

Pertinent portions of the following constitutional and statutory provisions are set out at pages A1-5 of plaintiff's separate appendix.

- A. The First Amendment Of The U. S. Constitution
- B. The Fourteenth Amendment Of The U. S. Constitution
- C. The Magnuson-Moss Act 15 U. S. C §2301 et. seq.
- D. Illinois Uniform Commercial Code (810 ILCS 5/)