

**ILLINOIS INDEPENDENT
TAX TRIBUNAL**

LIAUTAUD DEVELOPMENT GROUP, LLC,)	
)	
)	
Petitioner,)	Case No. 14-TT-49
v.)	Chief Judge James M. Conway
)	
ILLINOIS DEPARTMENT OF REVENUE,)	
)	
Respondent.)	

-and-

JIMMY JOHN’S FRANCHISE, LLC,)	
)	
)	
Petitioner,)	Case No. 14-TT-50
v.)	Chief Judge James M. Conway
)	
ILLINOIS DEPARTMENT OF REVENUE,)	
)	
)	
Respondent.)	

AGREED MOTION TO MODIFY SCHEDULING ORDER

Petitioners Liautaud Development Group, LLC (“LDG”) and Jimmy John’s Franchise, LLC (“JJF”) and Respondent Illinois Department of Revenue (“IDOR”), respectfully move the Tribunal for an order modifying the prior scheduling order in these matters. In further support of their agreed motion, LDG, JJF and IDOR state as follows:

1. The Tribunal previously set the following deadlines:
 - a. LDG and JJF to submit a draft pretrial order to IDOR on September 4, 2015;
 - b. the parties to submit their proposed joint pretrial order on September 22, 2015; and

c. the parties to attend a final pretrial conference on October 8, 2015 at 1:30 p.m.

2. Settlement talks have advanced to the point where both sides now are optimistic that they can resolve the dispute without a hearing.

3. In order to allow time for the parties to exhaust fully their settlement discussions, the parties respectfully request that the Tribunal enter an order striking previously scheduled dates and setting forth the following schedule:

a. LDG and JJF to submit draft proposed pretrial order to IDOR on October 5, 2015;

b. the parties to submit their proposed joint pretrial order on October 22, 2015; and

c. the parties to attend a final pretrial conference thereafter at the Tribunal's convenience.

WHEREFORE, Petitioners Liautaud Development Groups, LLC ("LDG") and Jimmy John's Franchise, LLC ("JJF") and Respondent Illinois Department of Revenue ("IDOR"), respectfully request the Tribunal to enter an order striking the prior schedule for submission of the joint pretrial order and the pretrial conference and setting forth the schedule set forth above.

Respectfully submitted,

LIAUTAUD DEVELOPMENT GROUP,
LLC

By: /s/ Todd J. Ohlms
One of Its Attorneys

JIMMY JOHN'S FRANCHISE, LLC

By: /s/ Todd J. Ohlms
One of Its Attorneys

Brian A. Smith
Todd J. Ohlms
Freeborn & Peters LLP
311 South Wacker Drive, Suite 3000
Chicago, Illinois 60606
bsmith@freeborn.com
tohlms@freeborn.com
Telephone: 312.360.6000
Facsimile: 312.360.6520

Counsel for Petitioners

ILLINOIS DEPARTMENT OF REVENUE

By: /s/ Michael Coveny
One of Its Attorneys

Michael Coveny
Seth Schriftman
Special Assistant Attorney General
Illinois Department of Revenue
100 West Randolph, 7-900
Chicago, Illinois 60601
michael.coveny@illinois.gov
seth.schriftman@illinois.gov

By: /s/ Seth Schriftman
One of Its Attorneys

Counsel for Respondent

Dated: September 4, 2015

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that he caused a copy of the foregoing AGREED MOTION TO MODIFY SCHEDULING ORDER to be served via electronic delivery on this 4th day of September, 2015 to the following attorney of record:

To: Michael Coveny
Special Assistant Attorney General
Illinois Department of Revenue
100 West Randolph, 7-900
Chicago, Illinois 60601
michael.coveny@illinois.gov

Seth Schriftman
Special Assistant Attorney General
Illinois Department of Revenue
100 W. Randolph St., 7th Floor
Chicago, Illinois 60601
seth.schriftman@illinois.gov

/s/ Todd J. Ohlms