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IN THE CIRCUIT COURT OF THE TWENTY-SECOND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS

PAUL R. DULBERG, individually and the)
PAUL R. DULBERG REVOCABLE TRUST,)

Plaintiffs,)

v.)

No. 2025 LA 000360

THOMAS W. GOOCH, SABINA SERSHON,)
EDWARD X. CLINTON, JULIA WILLIAMS,)
ALPHONSE TALARICO, GEORGE FLYNN,)
THOMAS J. POPOVICH, HANS MAST, THE)
GOOCH FIRM, CLINTON LAW FIRM, LLC.,)
LAW OFFICE OF ALPHONSE A. TALARICO,)

Defendants.)

MOTION TO QUASH SERVICE OF PROCESS

NOW COME defendants, ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO, by and through their attorneys, STUDNICKA & POULAKIDAS, LLC, pursuant to Section 2-301 of the Illinois Code of Civil Procedure and move to quash putative service of Plaintiff's Complaint at Law. In support thereof, defendants state as follows:

1. Plaintiff Paul Dulburg has provided putative affidavits of service as to Alphonse Talarico and Law Office of Alphonse A. Talarico indicating that a summons was left by the Cook County Sheriff's Office for each defendant with a woman named Deborah Su on December 11, 2025 at 707 Skokie Blvd., Suite 600 in Northbrook, Illinois. *Group Exhibit 1.*

2. Deborah Su is not an employee, officer, associate, registered agent, relative, or otherwise authorized to accept service of process on behalf of Alphonse Talarico or the Law Office of Alphonse A. Talarico. *Exhibit 2.*

3. Alphonse Talarico, individually, has never resided at or made 707 Skokie Blvd., Suite 600 in Northbrook, Illinois his usual abode. *Exhibit 2.*

4. The building located at 707 Skokie Blvd. in Northbrook, Illinois is a multi-story office center and, upon information and belief, Suite 600 is a shared office space operated by Regus. *Exhibit 2*.

5. Leaving a copy of the summons and complaint with Deborah Su at this shared office space does not constitute proper service on the Law Office of Alphonse A. Talarico.

6. Generally, service on a corporation can be accomplished by leaving a copy with the registered agent or officer of the corporation or an agent with “actual authority to accept service on behalf of the corporation.” (735 ILCS 5/2-204) (from Ch. 110, par. 2-204)

7. If Ms. Su was an employee, the court might look further to determine whether she had authority to accept service and ask whether the employee was specifically designated to accept service on behalf of the company, was trained on what to do if served with process, and what was actually done with the summons/complaint after the putative service. *Dei v. Tumara Food Mart Inc.*, 406 Ill.App.3d 856, 941 N.E.2d 920, 347 Ill.Dec. 51 (1st Dist. 2010).

8. Here, Ms. Su is not an employee nor agent of Mr. Talarico or the Law Office of Alphonse A. Talarico and was never given authority to accept service of process for either. *Exhibit 2*.

9. When a corporation is sued, a sheriff’s return as to the fact of agency is not conclusive, and for service of process on a corporation to be effectively made upon an agent of defendant, such agent must have actual authority to accept service on behalf of the corporation. *Island Terrace Apartments v. Keystone Service Co., Division of Cole Coin Operated Laundry Equipment, Inc. (Keystone-Cole)*, 341 N.E.2d 41, 35 Ill.App.3d 95, 98 (1st Dist. 1975); *Slates v. International House of Pancakes, Inc.*, 90 Ill.App.3d 716, 728, 46 Ill.Dec. 17, 413 N.E.2d 457 (4th Dist. 1980). See also *Knapp v. Bulun*, 392 Ill.App.3d 1018 1030, 331 Ill.Dec. 720, 911 N.E.2d 541 (1st Dist. 2009) (holding that service on a paralegal who worked for a corporate

defendant's registered agent did not constitute proper service on the corporation because she was not designated as an agent to receive process).

10. Accordingly, the Law Office of Alphonse A. Talarico was not served properly and service of process should be quashed.

11. Generally, an individual can be served by (1) by leaving a copy of the summons with the defendant personally, (2) by leaving a copy at the defendant's usual place of abode, with some person of the family or a person residing there, of the age of 13 years or upwards, and informing that person of the contents of the summons, provided the officer or other person making service shall also send a copy of the summons in a sealed envelope with postage fully prepaid, addressed to the defendant at his or her usual place of abode, or (3) as provided in Section 1-2-9.2 of the Illinois Municipal Code with respect to violation of an ordinance governing parking or standing of vehicles in cities with a population over 500,000. (735 ILCS 5/2-203) (from Ch. 110, par. 2-203).

12. Defendant Alphonse Talarico was not served personally. *Exhibit 2.*

13. Ms. Su is not a family member related to Mr. Talarico and Ms. Su does not reside with Mr. Talarico at 707 Skokie Blvd. in Northbrook, Illinois or at any other address or abode. *Exhibit 2.*

14. Accordingly, Alphonse Talarico, individual, was not served properly and service of process should be quashed.

WHEREFORE, defendants, ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO, pray that this Court enter an order quashing the service of process as to ALPHONSE TALARICO and LAW OFFICE OF ALPHONSE A. TALARICO, and further for any additional relief that this Court deems just.

Respectfully submitted,

STUDNICKA & POULAKIDAS, LLC

/s/ James R. Studnicka

James R. Studnicka

James R. Studnicka (6198167)
John B. Racanelli (6290514)
STUDNICKA & POULAKIDAS, LLC
Attorneys for Certain Defendants pursuant to § 2-301
2 North Riverside Plaza, Suite 1220
Chicago, IL 60606
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jracanelli@hskolaw.com
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SHERIFF'S OFFICE OF COOK COUNTY
AFFIDAVIT OF SERVICE

** FILED ** Env: 36047660
McHenry County, Illinois
2025LA000360
Date: 1/6/2026 3:45 PM
Katherine M. Keefe
Clerk of the Circuit Court

CASE NUMBER: 2025LA000360 MULT. SER.: 7 DOC. TYPE: SUMMONS AIB
DIE DATE: 1/8/2026 RECEIVED DATE: 12/9/2025 FILED DATE: 12/8/2025 DIST: 062 SK

DEFENDANT: TALRICO, ALPHONSE
707 SKOKIE BLVD
NORTHBROOK, IL 60062
STE 600
PLAINTIFF: PAUL R. DULBERG, INDIVIDUALLY AND
THE PAUL R. DULB
ATTORNEY: PAUL R DULBERG
4606 HAYDEN CT
MCHENRY, IL 60051
847-497-4250

ATTACHED FEE AMT:
SERVICE INFORMATION: O/C DIE 1/8/26

I CERTIFY THAT I SERVED THE DEFENDANT/RESPONDENT AS FOLLOWS:

- (1) PERSONAL SERVICE: BY LEAVING A COPY OF THE WRIT/ORDER WITH THE DEFENDANT/RESPONDENT PERSONALLY, AND INFORMING DEFENDANT/RESPONDENT OF CONTENTS.
(2) SUBSTITUTE SERVICE: BY LEAVING A COPY OF THE SUMMONS AND COMPLAINT AT THE DEFENDANT'S USUAL PLACE OF ABODE WITH A FAMILY MEMBER OR PERSON RESIDING THERE, 13 YEARS OR OLDER, AND INFORMING THAT PERSON OF THE CONTENTS OF THE SUMMONS. ALSO, A COPY OF THE SUMMONS WAS MAILED TO THE DEFENDANT AT HIS OR HER USUAL PLACE OF ABODE ON THIS 11 DAY OF December 2025
(3) UNKNOWN OCCUPANTS: BY LEAVING A COPY OF THE SUMMONS AND COMPLAINT NAMING "UNKNOWN OCCUPANTS" WITH A PERSON OF THE AGE OF 13 OR UPWARDS OCCUPYING SAID PREMISE.
(4) CORP/CO/BUS/PART: BY LEAVING THE APPROPRIATE NUMBER OF COPIES OF THE SUMMONS, COMPLAINTS, INTERROGATORIES, JUDGMENTS, CERTIFICATIONS AND NOTICES WITH THE REGISTERED AGENT, AUTHORIZED PERSON OR PARTNER OF THE DEFENDANT CORPORATION COMPANY BUSINESS PARTNERSHIP
(5) PROPERTY RECOVERED: NO ONE PRESENT TO RECEIVE ORDER OF COURT. ORDER POSTED IN PLAIN VIEW.
(6) S.O.S./D.O.I.: BY LEAVING THE SUMMONS AND COMPLAINT WITH THE SECRETARY OF THE STATE/DIRECTOR OF INSURANCE OF THE STATE OF ILLINOIS, AN AGENT OF SAID DEFENDANT LISTED ABOVE. ANY AGENT OF SAID CORPORATION NOT FOUND IN THE COUNTY OF COOK.
(7) CERTIFIED MAIL
**** COMPLETE THIS SECTION IF WRIT IS A THIRD PARTY CITATION/GARNISHMENT ****
(8) AND BY MAILING ON THE DAY OF 20 A COPY OF THE THIRD PARTY GARNISHMENT/CITATION SUMMONS AND NOTICE TO THE JUDGMENT DEBTOR'S LAST KNOWN ADDRESS AS INDICATED IN THE NOTICE WITHIN (2) BUSINESS DAYS OF SERVICE UPON GARNISHEE/THIRD PARTY DEFENDANT.

THE NAMED DEFENDANT WAS NOT SERVED FOR THE GIVEN REASON BELOW:

- (01) NO CONTACT (05) WRONG ADDRESS (09) DECEASED
(02) MOVED (06) NO SUCH ADDRESS (10) NO REGISTERED AGENT
(03) EMPTY LOT (07) EMPLOYER REFUSAL (11) OUT OF COOK COUNTY
(04) NOT LISTED (08) CANCELLED BY PLAINTIFF ATTY (12) OTHER REASON (EXPLAIN)

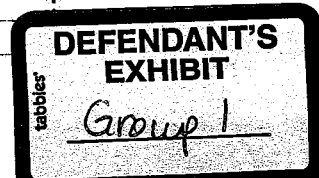
EXPLANATION: A/P

WRIT SERVED ON: DEBORAH SU
SEX: Female RACE: Asian AGE: 36
THIS 11 DAY OF December 2025
TIME: 10:21:00 AM

ATTEMPTED SERVICES

Table with columns: DATE, TIME (AM/PM), STAR#. Contains empty rows for recording service attempts.

THOMAS J. DART,
SHERIFF, BY: /S/ SCHAEFER, VERONICA, Star # 10820, DEPUTY





SHERIFF'S OFFICE OF COOK COUNTY
AFFIDAVIT OF SERVICE

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ATTORNEY: PAUL R DULBERG
4606 HAYDEN CT
MCHENRY, IL 60051
847-497-4250

ATTACHED FEE AMT:
SERVICE INFORMATION: R/A: ALPHONSE A. TALRICO, O/C DIE 1/8/26

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EXPLANATION: A/P

WRIT SERVED ON: DEBORAH SU
SEX: Female RACE: Asian AGE: 36
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APOR114

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THOMAS J. POPOVICH, HANS MAST, THE)
GOOCH FIRM, CLINTON LAW FIRM, LLC.,)
LAW OFFICE OF ALPHONSE A. TALARICO,)

Defendants.)

AFFIDAVIT OF ALPHONSE TALARICO

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

NOW COMES the affiant, ALPHONSE TALARICO, having been duly sworn under oath, testifies as follows:

1. The building located at 707 Skokie Blvd. in Northbrook, Illinois is a multi-story office center and upon information and belief, Suite 600 is a shared office space operated by Regus.
2. The Law Office of Alphonse A. Talarico has leased shared office space at 707 Skokie Blvd., Suite 600 in Northbrook, Illinois at all relevant times.



3. Alphonse Talarico has never resided at or made 707 Skokie Blvd., Suite 600 in Northbrook, Illinois his usual abode.

4. Deborah Su has never been an employee, officer, associate, registered agent, relative, or authorized or designated to accept service of process on behalf of Alphonse Talarico or the Law Office of Alphonse A. Talarico.

5. Defendant Alphonse Talarico was not served personally at any time.

6. Deborah Su is not a family member related to Alphonse Talarico

7. Deborah Su does has never resided or cohabited with Alphonse Talarico at 707 Skokie Blvd. in Northbrook, Illinois or at any other address or abode.

FURTHER AFFIANT SAYETH NOT


ALPHONSE A. TALARICO



James R. Studnicka (6198167)
John B. Racanelli (6290514)
STUDNICKA & POULAKIDAS, LLC
Attorneys for Certain Defendants pursuant to § 2-301
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