

**Ted E.C. Bulthaup III, *pro se***  
**144 South Pinecrest**  
**Bolingbrook, IL 60440**  
**Telephone: (630) 297-6726**

**First Circuit Court of the State of Illinois,  
County of Cook**

<b>Ted E.C. Bulthaup III</b>	)	
<b>Plaintiff,</b>	)	
	)	<b>Case No. 19L4480</b>
<b>v.</b>	)	
	)	
<b>The Law Office of Michael Young and</b>	)	
<b>Michael J. Young</b>	)	
<b>Defendants.</b>	)	
	)	

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**RULE 214 MOTION TO COMPEL PRODUCTION OF DISCOVERY**

COMES NOW Plaintiff, and on best knowledge and belief, files this, his Motion to Compel Production of Discovery and in support thereof, states as follows:

1. This is a legal malpractice case in The State of Illinois v, Ted Bulthaup, in which Plaintiff Ted Bulthaup suffered harm from his attorney, Michael J Young and The Law Office of Michael Young, through his multiple Breaches of his Fiduciary Duties and Negligence.

2. Plaintiff has made numerous attempts to confer with Defendant to reach an agreement as per Ill. S. Ct. R. 201(k), 219(a). The Defendant first refused to communicate at all for an extended period of time, then later repeatedly used various contradictory excuses for not producing the required documents, work product, his research, communications, records, etc., that were repeatedly requested in good faith by Plaintiff over another extended period of time. Timely communication and production of these materials are a fiduciary duty due Plaintiff as Young’s client, by operation of both law and ethics; and are also directly relevant to Plaintiff’s theories of liability in the case before us and therefore the requested materials should be made available.

3. The requested information is discoverable and at the crux of this case. Plaintiff moves this Court for a ruling and order on Defendant Michael J. Young to provide any and all documents relating to DuPage Case Numbers 14CF2165 & 14CF2166, including specifically the following:

a) Young has claimed the box of documents initially provided was the complete case file,

but it was incomplete containing as marked exhibits only items 3a,3b,3c,3d, 4, 5, 9, 10 and 11. Those missing items were all originally given to Young by Bulthaup and those missing sequentially numbered documents must be provided.

- b) Identify and provide the names and contact information including address, email and phone numbers with any all staff of the Law Office of Michael Young over the almost 2½ year period of representation; or anyone who helped Defendant in the administration, research or preparation of the case, or who has firsthand knowledge from Defendant of his representation of Plaintiff, or anyone else with who Michael J. Young discussed the underlying cases.
- c) Provide a record of any and all privileged or non-privileged communications between Defendant Young or his agents or associates and his former client now Plaintiff Ted Bulthaup, Bulthaup's family, friends, witnesses, Young's staff, the staff of the 18<sup>th</sup> Judicial Circuit in DuPage County, or any employee the Illinois Department of Revenue, the Illinois Attorney General's Office, Illinois Department of Corrections, Illinois Department of Revenue or the DuPage County Probation & Court Services Office, the DuPage County Jail or anyone else beginning with the initial representation of Client Bulthaup through and including the date of service in the above referenced complaint, including, but not exclusively, all letters, notes, electronic communications, texts and records of any kind.
- d) During Young's representation Defendant had stated to Bulthaup that he made it a practice to never send back the return receipts that are attached to emails to confirm they had been received. Young also told his client that he also never deleted emails so he could always refer back to them. Michael Young was known to use the email addresses of [mike@winwithyoung.com](mailto:mike@winwithyoung.com) and [esqmichaelyoung@yahoo.com](mailto:esqmichaelyoung@yahoo.com) over this period. That being the case, Defendant should provide copies of all electronic communications, sent, received, any drafts or deleted emails, with any and all email addresses, including those above and any others by himself, staff or interns of the Law Office of Michael J. Young, and surrender the physical laptop, office and home computer, and any removed hard drives for review. Provide the name and contact information of his website designer and webmaster.
- e) The requested information and documentation further includes, but is not limited to, emails, texts and other electronic communications; word processing documents; spreadsheets; databases; calendars, billing and use statements, telephone logs, internet usage files; offline storage or information stored on removable media, and information contained on laptops or other portable devices, including cellular telephones and there texts.
- f) Identify service providers and surrender any and all phone records, including bills, for both office and personal cell phones, from between January 1, 2015 through to the Service of the Complaint. Surrender all electronic communication devices including

laptops, pads, home computers, and cell phones used during the same period for scanning of any deleted texts and call data.

WHEREFORE, as Defendant Young has maintained a pattern of being uncommunicative, repeatedly acting in bad faith and refused to be responsive to Plaintiff's many legitimate production requests; all over an extended period of time, the Plaintiff moves the Court to issue an Order compelling the Defendant to respond to this discovery request and provide the required materials within 45 days to Defendant at 144 South Pinecrest, Bolingbrook, Illinois.

Plaintiff further moves the Court require full and timely compliance to the specific terms of this order or otherwise sanction the Defendant by barring him from testifying and presenting any evidence at the trial of this matter, in addition to any other sanctions this Court might deem appropriate. Plaintiff asks that the above stated sanctions shall remain in effect until removed by Order of Court upon motion by the party against whom the sanction applies once he becomes compliant.

This matter having come before the Court on the motion of Plaintiff to compel production of discovery, IT IS HEREBY ORDERED: Defendant shall cause to have these materials delivered into Defendants possession at 144 South Pinecrest, Bolingbrook, Illinois 60440 or such other place as is mutually convenient and reasonable to both parties within 45 days of this order.

SO ORDERED,

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Presiding Judge, 1<sup>st</sup> Circuit Court of the State of Illinois, Cook County  
Dated this 23rd of August, 2019

### **Certificate of Service**

I hereby affirm that on or before the 26th day of August, 2019, a copy of this Motion to Compel Production of Discovery was provided to defendants by mailing a copy of this Motion by regular U.S. Mail, postage prepaid with a certificate of mailing, to Michael J. Young and The Law Office of Michael J. Young, at that office located at 9842 West Roosevelt Rd, Westchester, IL 60154 and afterward by emailing a copy to both [esqmichaelyoung@yahoo.com](mailto:esqmichaelyoung@yahoo.com) and [mike@winwithyoung.com](mailto:mike@winwithyoung.com).

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Ted E.C. Bulthaup III, dated this 23<sup>rd</sup> day of August 2019