

1 STATE OF ILLINOIS)
2) SS:
3 COUNTY OF C O O K)

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
5 COUNTY DEPARTMENT
6 CRIMINAL DIVISION

7 THE PEOPLE OF THE)
8 STATE OF ILLINOIS)
9) No. ACC 100083 (01)
10 Plaintiff,)
11 -vs-)
12)
13 LINDA SHELTON,)
14 Defendant.)

15 REPORT OF PROCEEDINGS had before the
16 Honorable MICHAEL B. MCHALE, Judge in Criminal
17 Court, heard on May 11, 2010.

18 APPEARANCES:

19 HON. ANITA M. ALVAREZ,
20 Attorney of Cook County, by:
21 MR. SAM LARRABEE,
22 Assistant State's Attorney,
23 Appeared for the People;

24 Yhana Wilkinson, CSR
Official Court Reporter
2650 South California, Rm. 4C02
Chicago, Illinois, Il. 60608

1 THE COURT: Annabelle Melongo.

2 Good morning, Ms. Shelton.

3 MS. SHELTON: Good morning. Where is
4 Judge Biebel today? I thought he would be here.

5 THE COURT: He is in a CBA meeting.

6 MS. SHELTON: I was told he would be
7 here today. I only want to be heard by Judge
8 Biebel. He is the only Judge who hasn't
9 committed treason.

10 THE COURT: Well, I don't know what time
11 he is going to be here, and I am the presiding
12 Judge in his stead today, so I am hearing your
13 petition.

14 Do you want continue this for Judge
15 Biebel?

16 MS. SHELTON: Well, if you're willing to
17 have fidelity of the law, follow Article 10 of
18 the code of Civil Procedure, I have no
19 problem.

20 THE COURT: I'm going to follow the law,
21 Ms. Shelton. Are we proceeding or not?

22 MS. SHELTON: Yes.

23 THE COURT: Are you a licensed attorney?

24 MS. SHELTON: No.

1 THE COURT: Okay.

2 MS. SHELTON: I would like to make a
3 record first though.

4 THE COURT: Well, no. We need to get
5 some things straight here. You're filing
6 something on behalf of Ms. Melongo, correct?

7 MS. SHELTON: Right.

8 THE COURT: As a friend of hers?

9 MS. SHELTON: Yes.

10 Under Article 10 of 735 ILCS a next
11 friend, it specifically says, and the habeas
12 petition has a place for other person on behalf
13 of petitioner to sign.

14 THE COURT: If I am --

15 MS. SHELTON: It's the only place in the
16 law when non-attorneys can file.

17 THE COURT: I don't read it that way.
18 It says the defendant --

19 MS. SHELTON: Oh, excuse me, the United
20 States Supreme Court reads it that way.

21 THE COURT: Whoa, whoa. We are not
22 going to get very far if you're going to
23 interrupt me.

24 MS. SHELTON: Then I want to continue to

1 Judge Biebel.

2 THE COURT: No. We have already
3 started the hearing --

4 MS. SHELTON: I did this before for
5 another defendant and yet --

6 THE COURT: Ms. Shelton, if you don't
7 let me talk I'm going to take you into custody.
8 Now, be quiet.

9 MS. SHELTON: You can do whatever you
10 want.

11 THE COURT: All right, be quiet.

12 MS. SHELTON: You can't violate the law.
13 Then, you know, I have to come back to Judge
14 Biebel this afternoon.

15 THE COURT: Ms. Shelton, the habeas
16 petition says "the defendant or another", and I
17 take "another" to be a licensed attorney in the
18 state of Illinois. You are not -- you have no
19 right to file these things --

20 MS. SHELTON: Excuse me. Excuse me,
21 your Honor. You are committing treason. It is
22 an act of treason --

23 THE COURT: Take her in the back. Take
24 her in the back.

1 MS. SHELTON: -- for a Judge to refuse
2 to hear --

3 THE COURT: You are in contempt --

4 MS. SHELTON: -- a next friend
5 petition.

6 THE COURT: You are held in contempt of
7 court. Okay, Ms. Shelton.

8 MS. SHELTON: No.

9 THE COURT: Out.

10 Ms. Shelton, come on.

11 MS. SHELTON: This is treason.

12 All of you attorneys know that
13 Article 10 735 ILCS --

14 SHERIFF DEPUTY: Okay, come on.

15 MS. SHELTON: No. This is the fourth
16 judge to commit treason. I will not comply.

17 THE COURT. Ms. Shelton, you're making
18 this worse.

19 MS. SHELTON: Non. This is a violation
20 of the United States Supreme Court Ruling. You
21 cannot do this. A next friend --

22 THE COURT: Take her in the back.

23 MS. SHELTON: No.

24 You all know under 735 Article 10

1 habeas, a next friend can file. This is a
2 fourth judge to commit treason. I need someone
3 else?

4 (The above-entitled cause was
5 passed and later recalled.)
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