

Hearing Date: No hearing scheduled
Location: <<CourtRoomNumber>>
Judge: Calendar, B

FILED
7/19/2023 2:20 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL
2023L006854
Calendar, B
23603771

FILED DATE: 7/19/2023 2:20 PM 2023L006854

EXHIBIT 1

District 1

Case Summary

Case No. 2023L006854

Atiku Abubakar-vs-Chicago State University

§
§
§
§

Location: District 1
Judicial Officer: Calendar, B
Filed on: 07/11/2023
Cook County Attorney Number: 56333

Case Information

Statistical Closures

07/11/2023 Disposed

Case Type: Petition To Issue Subpoena
Case Status: 07/11/2023 Disposed

Assignment Information

Current Case Assignment

Case Number 2023L006854
Court District 1
Date Assigned 07/11/2023
Judicial Officer Calendar, B

Party Information

Lead Attorneys

Plaintiff Abubakar, Atiku Liu, Angela Marie Retained

Defendant Chicago State University

Events and Orders of the Court






- 07/18/2023  Subpoena - Retd P.S.
Corrected Subpoena with Proof of Service
- 07/13/2023  Subpoena - Retd P.S.
Subpoena - Chicago State University
- 07/11/2023 New Case Filing
- 07/11/2023  Petition To Issue Subpoena Filed
Civil Cover Sheet
- 07/11/2023  Exhibits Filed
Petition to Issue a Subpoena
- 07/11/2023  Exhibits Filed
Subpoena

EXHIBIT 2

FILED
7/11/2023 3:01 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL
2023L006854
Calendar, B
23485943

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT – LAW DIVISION**

Atiku Abubakar

Petitioner,

2023L006854

v.

No. _____

Chicago State University

Respondent.

Petition to Issue a Subpoena

Petitioner Atiku Abubakar (“Petitioner”), by and through his attorneys, request the Court to issue a subpoena commanding a corporate representative of Respondent Chicago State University (“Respondent”) to appear for deposition upon oral examination on the topics set forth in Exhibit A attached hereto at the offices of Dechert LLP at 35 West Wacker Drive, Suite 3400, Chicago, Illinois 60601 on July 21, 2023 at 9 a.m., to testify and give evidence, and in support thereof states as follows:

1. That nonparty Bola Ahmed Tinubu is currently the President of Nigeria and is facing various court proceedings concerning his election and the authenticity of documents relating to his attendance at Chicago State University.
2. That Mr. Tinubu has previously asserted that he attended various educational institutions located in the Chicago area, including but not limited to Chicago State University.
3. To test the truth and veracity of Mr. Tinubu’s assertions, Petitioner must depose a corporate representative of Respondent Chicago State University (“Respondent”) regarding educational records, or lack thereof, from Respondent.


4. Respondent has taken the position that pursuant to federal statute 20 U.S.C. § 1232g and 34 C.F.R. § 99.31(a)(9)(i), educational institutions cannot release personal identifying information from education records to the Petitioner without issuance of a subpoena.
5. To identify and determine if Mr. Tinubu attended the above-mentioned institution, Petitioner needs deposition testimony regarding the following information, as outlined in Exhibit A, including but not limited to admissions information pertaining to Mr. Tinubu, proof of enrollment and attendance of Mr. Tinubu, and any degrees Mr. Tinubu attained from the Respondent.

Dated: July 11, 2023

OF COUNSEL:

Andrew J. Levander
DECHERT LLP
1095 Avenue of the Americas
New York, New York 10036
(212) 698-3500

Alexandre de Gramont
DECHERT LLP
1900 K Street, NW
Washington DC 20006



Angela M. Liu
DECHERT LLP (Firm No. 56333)
35 West Wacker Drive
Suite 3400
Chicago, IL 60601
(312) 646-5800
angela.liu@dechert.com

Attorneys for Atiku Abubakar

EXHIBIT A

DEFINITIONS

The following definitions and instructions apply to each of the Topics and are deemed incorporated therein:

1. “And” and “or” shall be construed both disjunctively and conjunctively in order to bring within the scope of these topics that might otherwise be construed to be outside their scope.

2. “Any” and “all” shall be construed to mean “any and all.”

3. “Communication” shall mean any transfer of information of any type, written, oral, electronic, or otherwise.

4. “Document” shall be interpreted in the broadest sense and includes, but is not limited to, all written, printed, photocopied, computer generated, or electronically transmitted materials, including e-mails, attachments to e-mails, voicemails, writings, publications, messages, communications, facsimiles, computer tapes, microfilm or microfiche, drawings, graphs, charts, photographs, and other data compilations from which information can be obtained and translated if necessary, by You into reasonably useable and searchable form, including information in native format. A draft or non-identical copy is considered a separate document. The term “document” includes generally any kind of document that is now, or formerly was, in Your possession, custody or control, or that was known to You to exist, or that You can locate or discover by reasonably diligent efforts.

5. “Including” shall mean including but not limited to.

6. “Tinubu” shall mean Bola Ahmed Tinubu, date of birth alleged to be 03/29/1952 and Social Security No. appearing in publicly filed documents as 321-06-0595 or 213-06-0595.

7. "Date" means the exact day, month and year if ascertainable, or if not, the best approximation (including relationship to other events).

8. "Refer," "relate to," "regard," "arising out of," "concerning," "reflecting," "addressing," and their cognates shall be understood in their broadest sense, and include, in each instance, identifying, evidencing, summarizing, commenting upon, referring to, describing, digesting, reporting, listing, analyzing, studying, discussing, stating, setting forth, reflecting, interpreting, concerning, recording, including, supporting, negating, contradicting, manifesting, containing, constituting, comprising, or resulting from the subject matter identified.

9. "Policy" or "Policies" means policies, procedures, practices, guidelines, protocols, programs, or systems.

10. "University" shall mean the Chicago State University, and any of its directors, members, managers, employees, representatives, agents, attorneys, consultants, or anyone acting on behalf of any of the foregoing persons.

11. "You" and "Your" shall mean the University.

TOPICS

1. Tinubu's application for admission to the University.
2. The University's acceptance of Tinubu as a student at the University.
3. Dates of attendance by Tinubu at the University as a student of the University.
4. Degrees, including awards and honors, attained by Tinubu from the University.
5. Courses taken by Tinubu at the University.
6. Location of University files relating to Tinubu.
7. Communications between the University and Tinubu or his representative inquiring about his attendance at the University.

8. The University's responses and other requests concerning Tinubu's records from the University.

9. The University's policies and practices regarding records requests.

EXHIBIT 3

Subpoena in a Civil Matter (For Testimony and/or Documents) (12/01/20) CCG 0106 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Atiku Abukar

Plaintiff/Petitioner

v.

Chicago State University

Defendant/Respondent

Case No. 2023L006854

**SUBPOENA IN A CIVIL MATTER
(For Testimony and/or Documents)**

To: Chicago State University, Admin Rm 128
9501 South King Drive, Chicago IL 60628

- YOU ARE COMMANDED to appear to give your testimony before the
Honorable _____ in Room _____,
_____, Illinois on _____
at _____ AM PM
- YOU ARE COMMANDED to appear and give your deposition testimony before a Notary Public
at: Dechert LLP, 35 West Wacker Dr., Ste 3400, _____ in Room _____,
Chicago _____, Illinois on 7/19/23
at 9:00 AM PM
- YOU ARE COMMANDED to mail the following documents in your possession or control
to _____ at _____,
on or before _____ at _____ AM PM
(THIS IS FOR RECORDS ONLY. THERE WILL BE NO ORAL INTERROGATORIES.):

Description continued on attached page(s).

Your failure to respond to this subpoena will subject you to punishment for contempt of this Court.

Iris Y. Martinez, Clerk of the Circuit Court of Cook County, Illinois
cookcountyclerkofcourt.org

FILED DATE: 7/19/2023 2:20 PM 2023L006854
FILED DATE: 7/13/2023 5:09 PM 2023L006854

Notice to Deponent:

1. [X] The deponent is a public or private corporation, partnership, association, or governmental agency. The matter(s) on which examination is requested are as follows: See Schedule A

[X] Description continued on attached page(s). (A nonparty organization has a duty to designate one or more officers, directors, or managing agents, or other persons to testify on its behalf, and may set forth, for each person designated, the matters on which that person will testify. Ill. Sup. Ct. Rule 206.)

2. [X] The deponent's testimony will be recorded by use of an audio-visual recording device, operated by _____ (Name of Recording Device Operator)

3. No discovery deposition of any party or witnesses shall exceed three hours regardless of the number of parties involved in the case, except by stipulation of the parties or by order upon showing that good cause warrants a lengthier examination. Ill. Sup. Ct. Rule 206(d).

[X] Atty. No.: 6299353
[] Pro Se 99500

Name: Angela M Liu

Atty. for (if applicable):

Issued by: /s/ Angela M Liu

Signature

[X] Attorney [] Clerk of Court

Address: 35 West Wacker, Suite 3400

City: Chicago

Date: 7/11/23

State: IL Zip: 60601

Telephone: 312-646-5816

Primary Email: angela.liu@dechert.com

[X] I served this subpoena by mailing a copy, as required by Ill. Sup. Ct. Rules 11, 12 and 204(a) (2), to Chicago State University by certified mail, return receipt requested (Receipt # 7020 1290 0000 3113 9411) on 7/13/23. I paid the witness \$ 25.60 for witness and mileage fees.

[X] I served this subpoena by handing a copy to Freda Richmond on 7/12/23. I paid the witness \$ _____ for witness and mileage fees.

/s/ See attached Affidavit

Christopher Moore

(Signature of Server)

(Print Name)

Iris Y. Martinez, Clerk of the Circuit Court of Cook County, Illinois

cookcountyclerkofcourt.org

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SCHEDULE A

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5. “Including” shall mean including but not limited to.

6. “Tinubu” shall mean Bola Ahmed Tinubu, date of birth alleged to be [REDACTED] and Social Security No. appearing in publicly filed documents as [REDACTED].

7. "Date" means the exact day, month and year if ascertainable, or if not, the best approximation (including relationship to other events).

8. "Refer," "relate to," "regard," "arising out of," "concerning," "reflecting," "addressing," and their cognates shall be understood in their broadest sense, and include, in each instance, identifying, evidencing, summarizing, commenting upon, referring to, describing, digesting, reporting, listing, analyzing, studying, discussing, stating, setting forth, reflecting, interpreting, concerning, recording, including, supporting, negating, contradicting, manifesting, containing, constituting, comprising, or resulting from the subject matter identified.

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314097
Law Firm Ref: Atiku Abubakar

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT LAW DIVISION

Atiku Abubakar

Case No. 2023L006854

Plaintiff(s),

VS

Chicago State University

Defendant(s).

AFFIDAVIT OF SPECIAL PROCESS SERVER

Christopher Moore being first duly sworn on oath, deposes and states the following:

I am over the age of 18 and not a party to this action. I am an employee of It's Your Serve, Inc., Illinois Department of Financial and Professional Regulation number 117-000885.

INDIVIDUAL/ENTITY TO BE SERVED: Chicago State University

I, Served the within named INDIVIDUAL/ENTITY on 7/12/2023 at 1:00 PM

CORPORATE SERVICE: by leaving a copy of this process with Freda Richmond (Title): Associate Project Coordinator of Legal Affairs, a person authorized to accept service. I informed that person of the contents thereof.

TYPE OF PROCESS: Subpoena in a Civil Matter; Petition to Issue a Subpoena

ADDRESS WHERE SERVED: 9501 South King Drive, Chicago, IL 60628

The sex, race and approximate age of the individual/entity with whom the copy of this process was left is as follows:

Sex: Female - Race: Black - Hair: Brown/Gray - Approx. Age: 54-64 - Height: 5'7" - Weight: 230

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 therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he/she verily believes the same to be true.

Christopher Moore, Process Server
Dated: 7/13/23



It's Your Serve, Inc.
134 N. LaSalle Street, #1410
Chicago, IL 60602
(312) 855-0303

Order #: 354997-1 PR1441

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Chicago State University
 Admin Room 128
 9501 South King Drive
 Chicago, Illinois 60628



9590 9402 6442 0346 4079 54

2. Article Number (Transfer from service label)

7020 1290 0000 3113 9411

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt