

1 given approximately an hour's notice to come
2 into court and argue the case.

3 THE COURT: Before Judge Liebowitz?

4 MR. TOOMEY: That's correct and we
5 did so and the Court raised the issue about
6 what would be Chief Hines' activities in the
7 event that a TRO were granted by the Court.

8 Counsel for the plaintiff indicated
9 and this is on Page 14 of the transcript that
10 nothing would happen to his activities. That
11 is false, your Honor. Chief Hein is already
12 operating as a fully functional fire chief in
13 this department. We are right in the middle
14 of labor negotiations on the village's chief
15 negotiator. The village has been waiting for
16 years for an opportunity like this to be able
17 to utilize the services of a paid
18 professional chief in negotiations.

19 So things can be corrected, improved
20 within the department. So he's already fully
21 acting in that capacity.

22 The comment about Chief Hines'
23 military service was really a very small part
24 of the conversation.

25 THE COURT: That's irrelevant.