

located in Lake County, Illinois (sometimes hereinafter referred to as the "Village").

3. Defendant, THOMAS P. HYDE, is the President of the Village of Island Lake, Illinois.

4. Defendants, DONALD VERCIGLIO, RICHARD GARLING, JOHN PONIO, DEBORAH HERRMANN, DONALD SAVILLE, and CONNIE MASCILLINO, are all of the current Trustees of the Village of Island Lake, Illinois.

HISTORY

5. On April 5, 2005, Plaintiff, CHRISTINE KACZMAREK, was elected Clerk and Collector of the Village of Island Lake, Illinois for a four year term which commenced on May 1, 2005, and expires on April 30, 2009.

6. On May 5, 2005, Plaintiff, CHRISTINE KACZMAREK, was formally sworn in as the Clerk and Collector of the Village of Island Lake, Illinois, and is the current qualified and acting Clerk and Collector of the Village of Island Lake, Illinois.

7. Plaintiff's predecessor in office, CHRISTINE BECKER, served as the Clerk and Collector of the Village of Island Lake, Illinois, from on or about May 1, 2001, to April 30, 2005.

8. From on or about May 1, 2004, through April 30, 2005, CHRISTINE BECKER received a total salary of \$55,759.24 as Clerk and Collector from the Village of Island Lake.

9. From on or about May 1, 2004, through April 30, 2005, CHRISTINE BECKER received benefits as Clerk and Collector, the monetary equivalent of which was \$23,004.77, from the Village of Island Lake.

10. Prior to June 9, 2005, no motion, ordinance, or resolution was adopted by the Defendant, the VILLAGE OF ISLAND LAKE, to reduce the salary or benefits of the Clerk and

Collector for the four-year term commencing on May 1, 2005, and continuing through April 30, 2009.

11. On June 9, 2005, the corporate authorities of the Village of Island Lake, Illinois, approved the 2005-2006 fiscal year (May 1, 2005, through April 30, 2006) budget for the Village, which set the Clerk and Collector salary at \$16,500.00, without any benefits.

12. The action taken by the corporate authorities of the Village of Island Lake, Illinois, on June 9, 2005, reduced the Clerk and Collector salary and benefits from \$78,764.01 to \$16,500.00 for each year of Plaintiff, CHRISTINE KACZMAREK's, term of office.

13. Section 3.1-50-10 of the Illinois Municipal Code, 65 ILCS 5/3.1-50-10, provides in part that the salaries of a municipality's elected officials shall neither be increased or diminished during their current term and shall be fixed at least 180 days before the beginning of the term of office.

14. In violation of Section 3.1-50-10 of the Illinois Municipal Code, the Defendant, THE VILLAGE OF ISLAND LAKE, ILLINOIS, reduced the Clerk and Collector salary during Plaintiff's current term of office.

15. From May 1, 2005, through April 30, 2008, the Defendant, THE VILLAGE OF ISLAND LAKE, ILLINOIS, paid Plaintiff, CHRISTINE KACZMAREK, the sum of \$54,163.00 for her salary as Clerk and Collector.

16. Based upon the Clerk and Collector salary in effect on April 30, 2005, namely \$78,764.01, the Plaintiff, CHRISTINE KACZMAREK, should have received a total of \$236,297.03 in salary and benefits for the time period referred to above in Paragraph 15.

17. By virtue of the foregoing, the Defendant, THE VILLAGE OF ISLAND LAKE, ILLINOIS, is indebted to the Plaintiff, CHRISTINE KACZMAREK, in the amount of \$182,128.28, for unpaid salary and benefits, for the time period of May 1, 2005, through April 30, 2008.

18. The Defendant, THE VILLAGE OF ISLAND LAKE, ILLINOIS, is also indebted to the Plaintiff, CHRISTINE KACZMAREK, for the salary and benefit difference between the amount paid the prior Clerk and Collector and the amount currently paid the Plaintiff, CHRISTINE KACZMAREK, for her last year in office.

19. Plaintiff, CHRISTINE KACZMAREK, has requested the Defendants, THOMAS P. HYDE, PRESIDENT OF THE VILLAGE OF ISLAND LAKE, ILLINOIS, and DONALD VERCIGLIO, RICHARD GARLING, DEBORAH HERRMANN, DONALD SAVILLE, JOHN PONIO, and CONNIE MASCILLINO, to adjust her salary and benefits to that paid the former Clerk and Collector and pay her the adjusted amount, but the Defendants have refused to do so.

WHEREFORE, the Plaintiff, CHRISTINE KACZMAREK, requests the following relief:

1. That this Court enter judgment in favor of the Plaintiff, CHRISTINE KACZMAREK, and against the Defendant, THE VILLAGE OF ISLAND LAKE, ILLINOIS, in the amount of \$182,128.28.

2. That this Court declare the Village of Island Lake, Illinois Clerk and Collector salary be \$55,759.24 and benefits equal to \$23,004.77, for a total of \$78,764.01 for each year of the current term of office, namely May 1, 2005 through April 30, 2009.

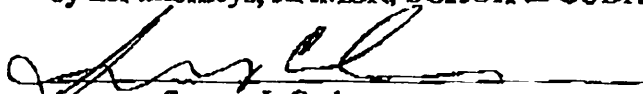
3. That this Court order and direct the Defendants, THOMAS P. HYDE, PRESIDENT OF THE VILLAGE OF ISLAND LAKE, ILLINOIS, and DONALD VERCIGLIO, RICHARD GARLING, DEBORAH HERRMANN, DONALD SAVILLE, JOHN PONIO, and CONNIE

MASCILLINO, to immediately adjust the Clerk and Collector salary and benefits from \$16,500.00 per year to \$78,764.01.

4. For such other and further relief as the court deems proper.

PLAINTIFF DEMANDS TRIAL BY JURY.


Plaintiff, CHRISTINE KACZMAREK,
by her attorneys, HAMER, SCHUH & CUDA


Steven J. Cuda

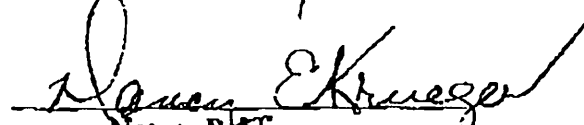

Christine Kaczmarek

STATE OF ILLINOIS)
) SS
COUNTY OF)

CHRISTINE KACZMAREK, being first duly sworn upon her individual oath, states that she has read the above and foregoing Complaint by her subscribed and to the best of her knowledge, the allegations set forth therein are true in substance and in fact.


Christine Kaczmarek

Subscribed and sworn to before me
this 11th day of September, 2008.


Notary Public

Steven J. Cuda
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