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March 29, 2007

VIA FACSIMILE

To: All Counsel of Record
(See attached fax service list)

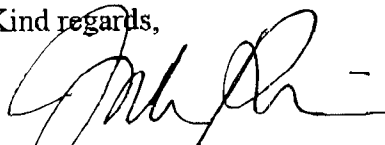
Re: Rosenblum's v. IFC Credit, 04 CH 18187

Counsel:

Advance thanks if you would each provide me with your email addresses via return fax or via email to me at jordan@diabbockllc.com, to enable more efficient communication, and so that we may send you future filings more quickly and efficiently using less of your paper and without tying up your fax machines. If you do not wish to receive documents via email, we will still fax them to you.

Attached please find Plaintiffs' Motion to Consolidate IFC Norvergence Cases in the referenced matter.

Kind regards,



Jordan Rudnick

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March 28, 2007

COURTESY COPY

Via Hand Delivery

Judge William D. Maddux
Circuit Court of Cook County
Richard J. Daley Center, Room 2005
50 W. Washington Street
Chicago, IL 60602
312-603-4890

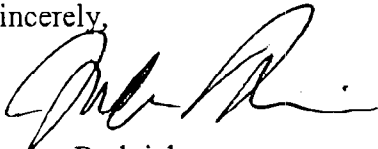
Judge James F. Henry
Circuit Court of Cook County
Richard J. Daley Center, Room 2508
50 W. Washington Street
Chicago, IL 60602
312-603-6343

Re: Rosenblum's v. IFC Credit, 04 CH 18187

Dear Judges Maddux and Henry,

Enclosed please find a courtesy copy of Plaintiffs' Motion to Consolidate IFC Norvergence Cases in the referenced matter, noticed up before Judge Maddux at 10:30 a.m. on April 6, 2007.

Sincerely,



Jordan Rudnick

Cc: All Counsel of Record

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

ROSENBLUM'S WORLD OF JUDAICA, INC.)
and AVROM FOX, individually and as the)
representatives of a class of similarly-situated persons,)

Plaintiffs,)

v.)

IFC CREDIT CORPORATION,)

Defendants.)

04 CH 18187

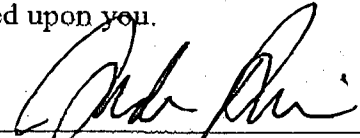
Judge James F. Henry

Jury Trial Demanded

FILED-4
07 MAR 28 PM 3:20
CIRCUIT COURT OF COOK
COUNTY ILLINOIS
CLERK
DOROTHY BROWN

NOTICE OF MOTION

Please take notice that at 10:30 a.m. on April 6, 2007, or as soon thereafter as counsel may be heard, the undersigned will appear before the Honorable Judge William D. Maddux or any Judge sitting in his stead in the Circuit Court of Cook County, Room 2005 of the Daley Center, Chicago, IL, and then and there present Plaintiffs' Motion to Consolidate "IFC" Norvergence Cases, a copy of which is attached and hereby served upon you.



One of Plaintiff's Attorneys

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on March 29, 2007 he caused a true and correct copy of the foregoing Notice of Motion to be served on the parties listed below via facsimile.:

See Attached Service List (All Counsel of Record)



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Michael J. O'Rourke	312-821-2021

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

ROSENBLUM'S WORLD OF JUDAICA, INC.)
and AVROM FOX, individually and as the)
representatives of a class of similarly-situated persons,)

Plaintiffs,)

v.)

IFC CREDIT CORPORATION,)

Defendants.)

04 CH 18187

Judge James F. Henry

Jury Trial Demanded

FILED-4
07 MAR 28 PM 3:21
CIRCUIT COURT OF COOK
COUNTY ILLINOIS
LAW DIVISION
CLERK

MOTION TO CONSOLIDATE "IFC" NORVERGENCE CASES

Plaintiffs Rosenblum's World of Judaica, Inc. and Avrom Fox (hereinafter collectively referred to as "Plaintiffs" or "Rosenblum's"), by their attorneys, submit the following in support of their Motion to Consolidate "IFC" Norvergence Cases.

1. As noted below, this motion has been filed in furtherance of Judge James Henry's March 14, 2007 Order.

2. On January 10, 2007, Judge Maddux entered an Order reassigning and transferring all cases pending in the Circuit Court involving claims related to Norvergence Equipment Rental Agreements ("ERA") to Judge James Henry. Exhibit A. Pursuant to Judge Maddux's January 10 Order, approximately 500 cases were transferred to Judge Henry, who had already been handling the present class action, the Norvergence ERA case with the lowest case number in Chancery and the first-filed class action in the Circuit Court of Cook County.

3. Many litigants have disregarded Judge Maddux's January 10 Order and purport to continue to litigate their cases before numerous judges throughout the Circuit Court on a piecemeal basis, apparently violating the January 10 Order, wasting the parties' and the Court's resources and hindering Judge Henry's uniform and efficient management of the transferred

cases. See Exhibit B (Plaintiffs' Motion for Briefing Schedule on Pending Class Certification Motion advising Judge Henry of the piecemeal litigation).

4. Having heard of the continuing piecemeal litigation from Plaintiffs, and with the hopes of moving forward uniformly and efficiently under the January 10 Order towards the classwide resolution of these cases, Judge Henry ordered Plaintiffs to obtain a stay of the transferred cases and authorized Plaintiffs in this class action to proceed with their pending motion for class certification to resolve the vast majority—496 of the 500 transferred cases—of the cases now pending before him.¹ Exhibit C (March 14, 2007 Order of Judge Henry at ¶¶ 1, 4).

5. Accordingly, Plaintiffs seek an order consolidating all of the transferred Norvergence cases involving IFC as the finance company with the present case. Once the cases are consolidated before Judge Henry, Judge Henry can then stay the cases and proceed with the present class action, without further piecemeal litigation before other judges on the same issue.

6. This Court has the authority to consolidate the IFC Norvergence cases. See generally General Orders 1.6(b) and 12; 735 ILCS 5/2-1006 (“actions pending in the same court may be consolidated, as an aid to convenience, whenever it can be done without prejudice to a substantial right.”); *Northwest Water Commission v. Carlo v. Santucci, Inc.*, 162 Ill. App. 3d 877, 890 (1st Dist. 1987) (stating that Illinois courts favor consolidation in the interest of judicial

¹ Of the 500 pending cases, 496 or 99% involve only IFC—the Defendant in this first-filed class action—as the finance company. The remaining four cases break down as follows: one case involving Wells Fargo, one case involving Popular Leasing, and two cases involving Crown Bank. As will be demonstrated to Judge Henry, counsel for Plaintiffs are experienced class action lawyers, have succeeded in obtaining class certification in numerous consumer class action cases, have dedicated their entire practice to consumer class action litigation for years, and, for example, were counsel of record in the following matters: *Valley Forge Ins. Co. v. Swiderski Electronics, Inc.*, 223 Ill. 2d 352 (Ill. November 30, 2006); *Kinkel v. Cingular Wireless LLC*, 223 Ill. 2d 1 (Ill. October 5, 2006).

economy to promote expedition of trial of cases and conservation of time and to avoid duplication of effort and unnecessary expense).

7. After consolidation, Judge Henry will have the authority to stay the consolidated cases pending class resolution thereof. *Blackhawk Motor Transit Co. v. Illinois Commerce Commission*, 383 Ill. 57, 67 (1943) (“where several cases are pending involving substantially the same subject matter a method of avoiding the trial of each case separately is to stay the proceedings in all but one, the decision in the others to be settled by that reached in the one trial”).

WHEREFORE, in furtherance of Judge Henry’s wishes and his March 14, 2007 Order, Plaintiffs respectfully request an Order consolidating all of the transferred Norvergence cases involving IFC as the finance company with the present case. Once the cases are consolidated before Judge Henry, Judge Henry can then stay the cases and proceed with the present class action, without further piecemeal litigation before other judges on the same issue.

Respectfully submitted,

By: _____

One of Plaintiff’s Attorneys

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Zane D. Smith	312-245-0022
Michael J. O'Rourke	312-821-2021

EXHIBIT A

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

WELLS FARGO FINANCIAL LEASING, INC.)	
)	
Plaintiff,)	
)	
v.)	Case No. 04 L 12891
)	(Consolidated pursuant to
COMPASS CONSOLIDATORS,)	General Order 22)
)	
Defendant.)	

ORDER

THIS CAUSE coming to be heard on continued status of Movant's Motion pursuant to General Order 22 to reassign for pretrial purposes all cases pending in the Circuit Court which involve claims related to Norvergence Equipment Rental Agreements, the Court having heard argument and being fully advised in the premises,

IT IS HEREBY ORDERED THAT:

1. Pursuant to General Order 22, all cases pending in the Circuit Court, including but not limited to those listed on the attached Exhibit A, which involve claims related to Norvergence Equipment Rental Agreements, are hereby reassigned and transferred to Judge James Henry for purposes of pretrial determination of common questions of law and fact;
2. This order shall be spread upon the records of this Court and published.

ENTERED:

The Honorable William D. Maddux
Presiding Judge, Law Division
January 9, 2007

Prepared by:
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James J. Ayres
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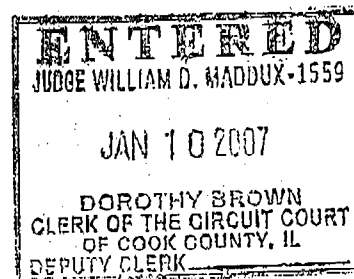


EXHIBIT B

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

ROSENBLUM'S WORLD OF JUDAICA, INC.)	
and AVROM FOX, individually and as the)	
representatives of a class of similarly-situated persons,)	04 CH 18187
)	
Plaintiffs,)	Judge James F. Henry
)	
v.)	Jury Trial Demanded
)	
IFC CREDIT CORPORATION,)	
)	
Defendants.)	

**PLAINTIFFS' MOTION FOR BRIEFING
SCHEDULE ON PENDING CLASS CERTIFICATION MOTION**

Plaintiffs Rosenblum's World of Judaica, Inc. and Avrom Fox (hereinafter collectively referred to as "Plaintiffs" or "Rosenblum's"), by their attorneys, submit the following in support of their Motion for Briefing Schedule on Plaintiffs' pending Motion for Class Certification.

1. Counsel for Plaintiffs have become aware of new information that they believe provides a path to the efficient and timely resolution of the approximately 500 Norvergence "Equipment Rental Agreement" ("ERA") "lease" cases transferred to the Court by Judge Maddux on January 10, 2007.
2. At the March 1, 2007 hearing on the pending motion for class certification in this matter, the Court expressed its strong belief that a class action would be the most efficient way to resolve common questions of law and fact predominating the ERA cases.
3. At the March 1 hearing, there was some discussion of combining a subset of the pending cases with the present class action and then proceeding in some manner thereafter as a class action. At that time, it was unclear how many of the hundreds of cases now pending before

the Court involved the three finance companies other than IFC, the Defendant in this class action.

4. However, after the hearing, counsel for Plaintiffs learned that about 496 or 99% of those roughly 500 cases involve only IFC as the finance company.

5. The remaining four cases now pending before this Court are the only cases involving the other three finance companies. Of those four cases, one involves Wells Fargo, one involves Popular Leasing, and two involve Crown Bank.¹

6. In the past week, counsel for Plaintiffs here confirmed these facts with the lawyers representing all four finance companies, and with the two lawyers who as co-counsel represent the four lessees in the four other cases. The other lawyers in the group of 99% of the transferred cases represent IFC lessees, a fact which even taken by itself inherently demonstrates the need for class action resolution of all of the IFC cases through the present class action. Absent a class action here to resolve 496 out of the 500 pending cases, numerous lawyers will continue to perform duplicate and overlapping work fighting IFC at great and unnecessary cost to both the so-called lessees and to IFC without resolving the common issues at the core of all of these cases.

7. Plaintiffs respectfully propose that in light of all of the foregoing, the most efficient way to resolve 496 of the 500 cases pending before this Court is to consider the present

¹ Due to the efforts of the Office of the Illinois Attorney General, the three referenced finance companies other than IFC—Popular Leasing, Wells Fargo, and Crown Bank—have agreed to settle Illinois ERA disputes and to forgive a sizeable portion of the amounts allegedly due under the outstanding ERAs. This settlement program is optional but upon information and belief a substantial percentage of Illinois lessees of these finance companies have either “opted in” or otherwise settled and their cases are resolved. Obviously, the four lessees with cases pending against these finance companies in this Court have decided not to avail themselves of this settlement program. These four “holdout” cases do not present an obstacle to the present class action resolution of 99% of the pending cases all of which involve only IFC as the finance company.

pending motion for class certification, and to permit the other 4 cases to proceed separately before this Court. Those few cases amounting to 1% or less of all pending cases should not obstruct the resolution of the vast majority of these cases in this class action.

8. Any other approach will lead to inefficiencies, waste and delay both for the Court and for all litigants. For example, any attempt to consolidate the four non-IFC cases with this class action, or to amend the complaint in this case to include those cases, would result in efforts by the finance companies to engage in the piecemeal removal of a subgroup of these cases to federal court, leaving all of the other cases still unmanageably pending before this Court in the meantime. Again, four cases should not obstruct the resolution of the other 496 cases.

9. In addition, the finance companies will oppose any attempted combination of their four cases with the 496 cases encompassed by this case, an avoidable battle the resources for which may be used to resolve the basic issues at the core of all pending cases. Moreover, a class action resolution of the 496 IFC cases will strongly influence the outcome of the other four cases, especially if the ERA is held to be unenforceable in a certified class action.²

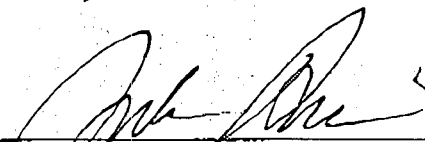
10. The present proposal that the Court proceed with this class action would achieve the Court's stated goal of resolving common questions of law and fact using the class action mechanism as its vehicle, which will result in judicial and litigant efficiencies.

11. This proposal would avoid the attorney fees and expenses needlessly being incurred in each of the hundreds of pending IFC cases by allowing for classwide resolution of the common questions of law and fact at the core of all of these cases, as more fully detailed in Plaintiffs' pending motion for class certification and brief in support.

² Similarly, any attempt by individual lessees to resolve these cases singularly outside the class action framework based solely on the hope of collateral estoppel would present inevitable inefficiencies and wasted resources already discussed.

WHEREFORE, Plaintiffs respectfully request that the Court enter a briefing schedule order providing for IFC's response and Plaintiffs' reply to Plaintiffs' pending motion for class certification and brief in support.

Respectfully submitted,

By: 
One of Plaintiff's Attorneys

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EXHIBIT C

Order

CCG N002-300M-2/24/05 (

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Rosenblum's et al

v.

No. 07 CH 18187

JCC Credit Corp.

ORDER

This cause coming to be heard on Plaintiffs' motion for class certification, the parties present through counsel to the Court being fully advised in the premises, it is hereby ORDERED

1) The Court authorizes Plaintiffs to proceed with their pending ~~motion~~ motion for class certification & the Court will set a briefing schedule & hearing date on the motion at the previously set status date for all related cases on April 17, 2007 at 2pm; & transferred

2) Plaintiffs shall send this order to counsel in all related cases & transferred

3) Any objections to ~~the~~ the present motion for class certification shall be filed with Judge Henry on or before April 6, 2007.

4) Plaintiffs shall file a motion with Judge Modder to stay all ~~part~~ related ^{& transferred} cases ~~in~~ ~~the~~ ~~stay~~ ~~of~~ ~~the~~ ~~stay~~ pending further order by Judge Henry.

Atty. No.: 42073
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City/State/Zip: Chicago, IL 60606
Telephone: 312/334-1970

ENTERED:
Dated: JAMES F. HENRY
MAR 14 2007
Circuit Court - 1526
Judge Judge's No.

*** RX REPORT ***

RECEPTION OK

TX/RX NO	5222
RECIPIENT ADDRESS	13123341971
DESTINATION ID	
ST. TIME	03/28 19:42
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RESULT	OK