

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

CHRISKEN GROUP LLC and CK)
PROPERTY MANAGEMENT, LLC,)
)
Plaintiff,)
)
vs.)
)
HAS CAPITAL, LLC, STEPHEN A.)
WHEELER, ERIC R. DECATOR LLC, ERIC)
R. DECATOR, BMO HARRIS BANK, N.A.)
and KONSTANTINO APOSTOLOU,)
)
Defendants.)

Case No.: 1:16-cv-08251
Hon. William T. Hart

**BMO HARRIS BANK, N.A.’S AND KONSTANTINO APOSTOLOU’S
MOTION TO DISMISS**

BMO Harris Bank N.A. and Konstantino Apostolou, through their undersigned attorneys, hereby move pursuant to Federal Rules of Civil Procedure 12(b)(6) and 9(b) to dismiss the Complaint in this case, with prejudice, for failure to state a claim upon which relief can be granted.

The bases for this motion are more fully set forth in the accompanying Memorandum in Support.

Respectfully submitted,

**BMO HARRIS BANK, N.A. and
KONSTANTINO APOSTOLOU**

By: //s// Robert M. Andalman
One of their attorneys

Robert M. Andalman (Atty. No. 6209454)
Alexis Hawker (Atty. No. 6272375)
A&G Law LLC
542 South Dearborn St., 10th Flr.
Chicago, Illinois 60605
(312) 341-3900

CERTIFICATE OF SERVICE

I, Robert M. Andalman, hereby certify that on October 17, 2016 I caused to be electronically filed the foregoing **BMO HARRIS BANK N.A.'S AND KONSTANTINO APOSTOLOU'S MOTION TO DISMISS**, which will be served electronically on all registered parties of record.

/s/ Robert M. Andalman