

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

LAW DIVISION

MARCELLUS LONG,
Plaintiff,

v.

CDW GOVERNMENT LLC,
Defendant.

Case No.: 2025L007458

PLAINTIFF’S MOTION FOR LEAVE TO FILE FIRST AMENDED COMPLAINT

Plaintiff, MARCELLUS LONG (“Plaintiff”), respectfully moves pursuant to 735 ILCS 5/2-616(a) for leave to file the attached First Amended Complaint (“FAC”) and to have it filed *instanter*. In support, Plaintiff states as follows:

1. Illinois courts apply a liberal standard favoring amendment. Leave to amend should be freely granted on just and reasonable terms where there is no undue delay, surprise, or unfair prejudice.
2. The proposed FAC streamlines the pleadings without changing the factual core. It clarifies defined terms (including “Commission Payout” and “Goal Modifier”), aligns remedies with the asserted causes of action, and organizes counts without expanding discovery beyond materials already within Defendant’s possession (e.g., payroll/ commission statements, plan documents, and IDOL submissions).
3. No undue delay or dilatory motive exists. Plaintiff moved to amend promptly after refining the pleadings to conform to documents and admissions produced to date.
4. Defendant will not suffer unfair prejudice. The amendment does not inject new factual predicates; it clarifies terminology and remedies. Any responsive pleading can be prepared without additional burden, and any necessary discovery (if any) overlaps with the existing issues.
5. Judicial economy is served by allowing the FAC to proceed, as it more precisely frames the issues for any dispositive motions and trial.

WHEREFORE, Plaintiff respectfully requests that the Court:

- A. Grant leave to file the First Amended Complaint;
- B. Direct the Clerk to file the FAC *instanter* (attached as Exhibit A);
- C. Order Defendant to answer or otherwise plead within 28 days of entry of the order; and
- D. Grant such other and further relief as the Court deems just and proper.

Respectfully submitted,

/s/ Marcellus Long

MARCELLUS LONG

Pro Se Plaintiff

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Dated: August 19, 2025

CERTIFICATE OF SERVICE

I certify that on August 20, 2025, I caused a true and correct copy of the foregoing [Plaintiff's Motion for Leave to File First Amended Complaint] (with Exhibit A) to be served via email upon counsel of record for Defendant.

/s/ Marcellus Long
MARCELLUS LONG
Pro Se Plaintiff