

FILED
5/1/2026 5:07 PM
Mariyana T. Spyropoulos
CIRCUIT CLERK
COOK COUNTY, IL
2025L007458
Calendar, W
37882740

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

MARCELLUS LONG)
)
 Plaintiff,)
)
 vs.)
)
 CDW GOVERNMENT LLC.)
)
)
 Defendant.)

Case No.: 2025L007458

Judge: Hon. Thomas More Donnelly

Trial Date: Unassigned

PLAINTIFF'S AMENDED NOTICE OF SUPPLEMENTAL AUTHORITY: FEDERAL
JUDGE SARAH EVANS BARKER

This Amended Notice supersedes and replaces Plaintiff's Notice of Supplemental Authority filed February 5, 2026.

INTRODUCTION

Plaintiff respectfully provides notice to this Court of instructive federal authority arising from Defendant's own prior litigation, which directly addresses and prohibits the conduct Defendant now pursues in this case.

SUPPLEMENTAL AUTHORITY

FILED DATE: 5/1/2026 5:07 PM 2025L007458

CDW, LLC v. NeTech Corp., No. 1:10-cv-00530-SEB-DML (S.D. Ind. Feb. 16, 2012),
Federal Judge Sarah Evans Barker. (See Exhibit A, attached.)

RELEVANCE

In NeTech, entities within the CDW corporate family sued former employees for allegedly violating noncompete agreements the employees had signed with Berbee Information Networks, a CDW subsidiary. After those employees transferred to CDW Direct, LLC (where Plaintiff was employed prior to May 8, 2023), the defendants argued that they were bound by terms from Berbee agreements. The federal district court rejected this argument, holding that CDW subsidiaries are distinct corporate entities that cannot enforce each other's employment contracts. (Ex. A at 8-12.)

The NeTech holding directly applies here. Defendant CDW Government, LLC has no standing to enforce, rely upon, or import employment terms from CDW Direct, LLC agreements. Plaintiff was employed by CDW Government, LLC, a separate legal entity. Employment documents executed between Plaintiff and CDW Direct, LLC cannot bind Plaintiff's relationship with CDW Government, LLC, regardless of their corporate affiliation.

CONCLUSION

NeTech provides instructive federal authority that CDW Government, LLC cannot import employment terms from CDW Direct, LLC's agreements. Where Defendant attempts to establish Plaintiff's at-will status, commission structure, arbitration obligations, or any other

employment term through CDW Direct, LLC documentation, such attempts fail as a matter of law under instructive federal precedent interpreting the precise corporate structure at issue in this case. (Ex. A.)

The authority applies to all pending motions and any future proceedings in which Defendant seeks to enforce, rely upon, or introduce employment documents executed between Plaintiff and CDW Direct, LLC as evidence of Plaintiff's employment relationship with the distinct legal entity CDW Government, LLC.

Plaintiff respectfully requests that the Honorable Judge Thomas M. Donnelly take judicial notice of the NeTech precedent and apply its holding that sister subsidiaries within the CDW corporate structure cannot enforce each other's employment contracts.

Respectfully submitted,

/s/ Mr. Marcellus Long, MBA

Pro Se Plaintiff

1 E. Erie St.

Suite 525-2420

Chicago, IL, 60611

legal@marcelluslong.com

(312) 469-0683

Dated: 5-1-26

CERTIFICATE OF SERVICE

The undersigned certifies that on or around May1 2026, a true and correct copy of the foregoing was served via email pursuant to Supreme Court Rule 11 upon counsel of record for Defendant at their designated service addresses.

/s/ Mr. Marcellus Long, MBA