IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

BUREAU OF CONSUMER FINANCIAL PROTECTION,)))
Plaintiffs,) No. 1:20-cv-06879
v. FDATR, INC., DEAN TUCCI AND KENNETH WAYNE HALVERSON,)) Hon. Georgia Alexakis))
Defendants.)

NOTICE OF APPEAL TO THE SEVENTH CIRCUIT

Notice is hereby given that FDATR Inc., and Dean Tucci, Defendants, appeal to the United States Court of Appeals for the Seventh Circuit, the District Court's entries of:

- 1.) Summary Judgment, for Plaintiff Bureau of Consumer Financial Protection against Defendant Dean Tucci on the issue of liability for violating the Consumer Financial Protection Act and the Telemarketing Sales Rule, on January 10, 2025. (ECF 106);
- 2.) Final Judgment and Injunctive Order against Defendant Dean Tucci, on May 9, 2025. (ECF 133); and
- 3.) An order of default against FDATR. Inc. on February 7, 2022. (ECF 50).

Respectfully submitted the 4th day of September, 2025,

/s/ James DiBella

James DiBella

James and James, LTD

3400 West Stonegate Blvd., Suite 101

Arlington Heights, IL 60005

Phone: 847-847-7474

Email: james@jamesandjameslegal.com

ARDC: 6311559

Attorney for Defendants

CERTIFICATE OF SERVICE

I, James DiBella, an attorney, certify that I served the foregoing **Notice of Appeal to the Seventh Circuit** on all counsel of record by filing it electronically on September 4, 2025. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's electronic filing system. I further certify that as of September 4, 2025, there are no nonregistered participants upon whom service by U.S. Mail is required.

/s/ James DiBella James DiBella