

**PERTINENT PART OF TEST OF 735 IL CS 5/2-1001 (WEST 2000)**

(a) A substitution of judge in any civil action may be had in the following situations:

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(2) A substitution as of right. When a party timely exercises his or her right to a substitution without cause as provided in this paragraph (2).

- (i) Each party shall be entitled to one substitution of judge without cause as a matter of right.
- (ii) An application for substitution of judge as of right shall be made by motion and shall be granted if it is presented before trial or hearing and before the judge to whom it is presented has ruled on any substantial issue in the case, or if it is presented by consent of the parties.

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