

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION



UNITED STATES OF AMERICA )  
 )  
 v. ) No. 00 CR 649  
 ) Magistrate Judge Ashman  
JOSE E. RODRIGUEZ )

**FORFEITURE AGREEMENT**

Pursuant to the Pretrial Release Order entered in the above-named case on September 1, 2000, a copy of which is attached, and for and in consideration of bond being set by the Court for defendant JOSE E. RODRIGUEZ in the amount of \$100,000, being fully secured by real property, Jose E. Rodriguez, Sr. and Joyce E. Rodriguez, hereby warrant and agree:

1. Jose E. Rodriguez, Sr. and Joyce E. Rodriguez warrant that they are the sole record owners and titleholders of certain real property located at 454 Hyde Park Avenue, Hillside, Illinois, described legally as follows:

Lot 25 (except the south 250 feet) in J.H. Whiteside and Company's Madison Street Addition, a subdivision of that part of the southeast quarter lying south of Butterfield Road of Section 8, Township 39 North, Range 12 East of the Third Principal Meridian, in Cook County Illinois.

Permanent Index Number: 15-08-433-024-0000.

Jose E. Rodriguez, Sr. and Joyce E. Rodriguez warrant (1) that the only outstanding mortgage and/or lien against the subject real property is a first Mortgage in favor of Charter Mortgage in the approximate amount of \$25,000; (2) and that their equitable interest in the real property equals approximately \$110,000.

2. Jose E. Rodriguez, Sr. and Joyce E. Rodriguez agree that \$100,000 of their equitable

interest in the above-described real property shall be forfeited to the United States of America, should the defendant JOSE E. RODRIGUEZ fail to appear as required by the Court or otherwise violate any condition of the Court's order of release. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez have received a copy of the Court's release order and understand its terms and conditions.

3. Jose E. Rodriguez, Sr. and Joyce E. Rodriguez further agrees to execute a quitclaim deed in favor of the United States of America, which deed shall be held in the custody of the Clerk of the United States District Court, Northern District of Illinois, until further order of the Court. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez understand that should defendant JOSE E. RODRIGUEZ fail to appear or otherwise violate any condition of the Court's order of release, the United States will obtain an order from the Court authorizing the United States to file and record the above-described deed, and to take whatever other action that may be necessary to perfect its interest in the above-described real property and satisfy the obligation arising from a breach of the bond.

4. Jose E. Rodriguez, Sr. and Joyce E. Rodriguez further agrees that he will maintain the subject property in good repair, pay all taxes and obligations thereon when due, and will take no action which could encumber the real property or diminish their interest therein, including any effort to sell or otherwise convey the property without leave of Court.

5. JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez further understand that if either one of them have knowingly made or submitted or caused to be made or submitted any false, fraudulent or misleading statement or document in connection with this Forfeiture Agreement, or in connection with the bond set for defendant JOSE E. RODRIGUEZ, they

are subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez agree that the United States shall file and record a copy of this Forfeiture Agreement with the Recorder of Deeds of Cook County, Illinois, as notice of encumbrance in the amount of the bond.

6. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez hereby declare under penalty of perjury that they have read the foregoing Forfeiture Agreement in its entirety, and the information contained herein is true and correct. Failure to comply with any term or condition of this agreement will be considered a violation of the release order authorizing the United States to request that the bond posted for the release of the defendant be revoked.

Date: September 1, 2000

Jose E. Rodriguez  
JOSE E. RODRIGUEZ  
Defendant

Jose E. Rodriguez  
JOSE E. RODRIGUEZ, SR.  
Surety

\_\_\_\_\_  
JOYCE E. RODRIGUEZ  
Surety

Jan M. K. E.  
\_\_\_\_\_  
Witness

UNOFFICIAL COPY

are subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez agree that the United States shall file and record a copy of this Forfeiture Agreement with the Recorder of Deeds of Cook County, Illinois, as notice of encumbrance in the amount of the bond.

6. Defendant JOSE E. RODRIGUEZ and Jose E. Rodriguez, Sr. and Joyce E. Rodriguez hereby declare under penalty of perjury that they have read the foregoing Forfeiture Agreement in its entirety, and the information contained herein is true and correct. Failure to comply with any term or condition of this agreement will be considered a violation of the release order authorizing the United States to request that the bond posted for the release of the defendant be revoked.

Date: September 1, 2000

\_\_\_\_\_  
JOSE E. RODRIGUEZ  
Defendant

\_\_\_\_\_  
JOSE E. RODRIGUEZ, SR.  
Surety

*Joyce E. Rodriguez*  
\_\_\_\_\_  
JOYCE E. RODRIGUEZ  
Surety

\_\_\_\_\_  
Witness

RETURN TO:  
UNITED STATES ATTORNEYS OFFICE  
219 SOUTH DEARBORN STREET  
ROOM 500  
CHICAGO, ILLINOIS 60604  
ATTN: CATHERINE MANAHAN