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#90909

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
MUNICIPAL DEPARTMENT - FIRST DISTRICT

CITY OF CHICAGO, a Municipal Corporation,

Plaintiff,

v.

PEDRO PADILLA and ESTELA PADILLA,

Defendants.

No. 00 M1 405416

Re: 3616 W. 67th St./
3616 W. Marquette Rd.

Courtroom 1107

Agreed Order of Settlement with a Permanent Injunction

This case is before the Court to approve the terms of this Agreed Order of Settlement with a Permanent Injunction, between the plaintiff City of Chicago ("City"), and her assistant, and defendants Pedro and Estela Padilla ("Defendants").

The parties wish to resolve this case without a trial and have read and agreed to the terms of this Order. They state as follows:

- The Court has *in personam* jurisdiction over the parties and *in rem* jurisdiction over the property commonly known as ~~3600 West Cortland Street~~, Chicago, Illinois, and legally described as: *Chm 3616 W. 67th Street / 3616 W. Marquette Road,*

LOT 12 (EXCEPT THE WEST 12-1/2 FEET THEREOF) AND ALL OF LOT 13 IN BLOCK 6 IN FREDERICK H. BARTLETT'S SUBDIVISION OF THE SOUTH 40 RODS OF THE EAST 100 RODS OF THE NORTHWEST 1/4 OF SECTION 23, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THE EAST 50 FEET THEREOF FOR THE RAILROAD RIGHT OF WAY) IN COOK COUNTY, ILLINOIS.

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Property of Cook County Clerk's Office

Property Index Number 19-23-133-027-0000.

2. Located on this property is a one story building made of brick construction with a basement and an attic.
3. The City alleges in its complaint for equitable and other relief that Defendants have been maintaining multiple dwelling units at this property which is located in an R3 General Residence District beginning on or about January 5, 2000, and continuing to the present, in violation of §17-7.3-2 of the Municipal Code of Chicago (2000).
4. Defendants admit to the complaint's allegations that they have maintained an illegal separate dwelling unit in this building's basement, and agree to plead liable to all counts alleged in the City's complaint and reimburse the City of its litigation costs in the amount of \$147.50. Payment shall be made by way of a certified check or money order payable to the City of Chicago, and shall be mailed to City of Chicago, c/o Tina Zvanja at 30 North LaSalle Street, Suite 700, Chicago, Illinois, by no later than August 20, 2001.
5. In an effort to settle this case, Defendants have successfully deconverted the dwelling unit located in this building's basement and obtained a deconversion permit numbered 2001-953270. As of today's date, the property contains only one dwelling unit.
6. Defendants agree to the entry of a permanent injunction enjoining them, their successors, heirs, assignees, agents, and/or other person(s) working in concert with them or under their control from renting, using, occupying, designing, or arranging the basement of this property as a separate dwelling unit, and from maintaining more than one dwelling unit at this property.
7. All parties waive their right to appeal this order.

IT IS HEREBY ORDERED that:

1. The Court accepts Defendants' plea of liable on all counts alleged in the City's complaint. Defendants are ordered to reimburse the City of its litigation costs in the amount of \$147.50. Payment shall be made by way of a certified check or money order payable to the City of Chicago, and shall be mailed to City of Chicago, c/o Tina Zvanja at 30 North LaSalle Street, Suite 700, Chicago, Illinois, by no later than August 20, 2001.
2. A permanent injunction is entered enjoining Defendants, their successors, heirs, assignees, agents, and/or other person(s) working in concert with them or under their control from renting, using, occupying, designing, or arranging the basement of this property as a separate dwelling unit, and from maintaining more than one dwelling unit at this property.
3. This case is taken off the Court's call with the Court retaining jurisdiction to enforce the terms of this Agreed Order with a Permanent Injunction.

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Agreed to by:

Defendant Pedro Padilla and Estela Padilla

X Pedro Padilla
Pedro Padilla

X Estela Padilla
Estela Padilla

For the City of Chicago
Mara S. Georges, Corporation Counsel, City of Chicago (#90909)

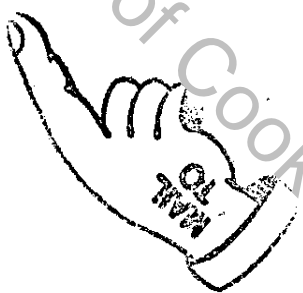
By: Chris M. Murray
Christopher M. Murray
Assistant Corporation Counsel
30 N. LaSalle St., Suite 700
Chicago, IL 60602
(312) 742-0344

Dated: July 20, 2001

ENTERED:

X 7/20/01
Date

Judge Ann Houser



ASSOC JUDGE ANN HOUSER

JUL 20 2001

Circuit Court - 241

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