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

**CITY OF CHICAGO, a Municipal Corporation,**

**Plaintiff,**

**v.**

**MIGUEL CUENCA and SALVADOR FIGUEROA,**

**Defendants.**

**No. 02 M1 402393**

**Re: 6046 S. Mulligan Ave.**

**Agreed Order of Settlement with Permanent Injunction**

This case is before the Court to approve the terms of this Agreed Order of Settlement with Permanent Injunction between the plaintiff City of Chicago ("City"), and Defendants Miguel Cuenca and Salvador Figueroa ("Defendants").

The parties wish to resolve this case without a trial, and have read and voluntarily agreed to the terms of this Order. The Court makes the following findings of fact and law, and orders Defendants to comply with each of the agreements stated in this Order:

1. The Court has *in personam* jurisdiction over the parties and *in rem* jurisdiction over the property commonly known as 6046 South Mulligan Avenue, Chicago, Illinois ("the subject property"), and legally described as:

THE SOUTH 34.25 FEET OF LOT 4 IN BLOCK 4 IN FREDERICK H. BARTLETT'S 61<sup>ST</sup> STREET ADDITION, BEING A SUBDIVISION IN THE WEST ½ OF THE SOUTHWEST ¼ OF SECTION 17, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO

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THE PLAT THEREOF RECORDED JUNE 4, 1920 AS DOCUMENT 6846019, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 19-17-309-061-0000.

2. The subject property contains a one-story brick building with a basement ("the subject building"), and is located in an R2 Single Family Residence.
3. Defendants are the record owners of the subject property, having obtained title on or about May 21, 2001.
4. The City alleges in its Complaint for Equitable and Other Relief that beginning on or about February 6, 2002, and continuing to the present, Defendants have maintained multiple dwelling units in an R2 Single Family Residence District at the subject property, in violation Municipal Code of Chicago §§17-7.3-2 and 7-28-060 (2001).
5. Defendants admit to these allegations and agree to plead liable to all counts alleged in the Complaint. Defendants further agree to reimburse the City of the City's litigation costs in the amount of \$198.50. Payment of the \$198.50 shall be made by a certified check or money order payable to the "City of Chicago," and delivered to Tina Zvanja at 30 North LaSalle Street, Suite 700, Chicago, Illinois, no later than December 13, 2002.
6. Defendants further agree to obtain a permit for the deconversion of the basement dwelling unit located in the subject building no later than January 6, 2003, and provide the City's attorney with a copy of that permit on or before that date. Defendants shall deconvert this basement dwelling unit in conformity with the plans approved by the City no later than February 6, 2003, and be present at, and allow the City's inspector access to the interior of, the subject building on February 6, 2003, between the hours of 11 a.m. and 1 p.m.
7. Defendants further 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 maintaining more than one dwelling unit at the subject property.
8. The Court shall retain jurisdiction to enforce the terms of this Agreed Order. The penalty for violating any of this Order's provisions will be:
  - a. A fine to the City in the amount of \$200 per day of violation; and
  - b. Upon petition by the City, a hearing as to why Defendants, or any other party subject to this Agreed Order, should not be held in contempt of court for violation of this Order.
9. Pursuant to Illinois Supreme Court Rule 304(a), this is a final order and the Court finds no just reason for delaying the enforcement of this Order. All parties waive their right to appeal this Order.

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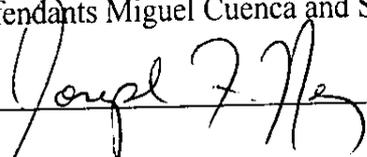
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10. This case is taken off the Court's call.

Agreed to by:

Attorney for Defendants Miguel Cuenca and Salvador Figueroa:



Joseph Nery  
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Chicago, IL 60632  
(773) 890-5700

Attorney for the City of Chicago:

Mara S. Georges  
Corporation Counsel  
City of Chicago

By: 

Christopher M. Murray  
Assistant Corporation Counsel  
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#90909

ENTERED:

\_\_\_\_\_  
Date

**Assoc. Judge ANN HOUSER**

**DEC 06 2012**

**Circuit Court - 227**

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Judge Ann Houser