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CITY OF CHICAGO,)
A Municipal Corporation,)
Plaintiff)
vs.)
CARL GARCIA,)
et al.,)
Defendants.)

No. 02 M 405 523
Re: 5045 S. Damen
Courtroom 1111, R. J. Daley Center
Chicago, Illinois

Agreed ORDER TO VACATE AND PERMANENT INJUNCTION

This cause coming to be heard, the Court having jurisdiction of the parties and the subject matter, due notice having been given, and the Court having heard testimony or otherwise being fully advised in the premises:

The Court Finds:

1. The building and its subject matter of this Cause fails to conform to the minimum standards of health and safety as set forth in the applicable provisions of the Municipal Code of the City of Chicago as stated in the Complaint herein;
2. The Plaintiff has demonstrated competent evidence that an imminent threat to health, safety, and welfare of the tenants and inhabitants exists at the subject premises.
3. Defendant Carl Garcia is the trust beneficiary of the trust created for the subject premises, Defendant Mike Garcia is the manager of subject premises.

It is Therefore ORDERED:

1. That the defendants, tenants, and any and all occupants of the subject building, known and unknown, served and unserved, shall immediately cause the entirety of subject building to be vacated;
2. That Defendant Carl Garcia shall board and secure the subject premises once they are vacated;
3. That Defendant Carl Garcia shall maintain the subject premises in a vacant and secure condition until further order of this Court;
4. That the City of Chicago is granted police power to enforce the vacate of the property against the defendants, tenants, any occupants and trespassers;
5. That the City of Chicago is authorized to assist the tenants and occupants in relocating through the Department of Human Services;
6. That the defendants, tenants, and any and all occupants of the subject premises, their agents, employees and attorneys are hereby enjoined from interfering with representatives of the Department of Human Services in effectuating the terms of this Order;
7. That Defendant Carl Garcia shall maintain all utilities, including but not limited to, electricity, water, gas, and heat to the subject premises until such time as it is fully vacant pursuant to this Order;
8. That the City shall have the power to board and secure the subject premises if the owners fails to do so after the property has been vacated;
9. That Defendant Carl Garcia reimburse the City of Chicago for its cost incurred for boarding and securing the subject premises;
10. That Defendant Carl Garcia tender \$500 moving expenses per occupied apartment to a representative of each apartment, upon or before the tenants' departure before Monday, December 9, 2002, 12:00 p.m. Tuesday, December 10, 2002, 12:00 p.m.
11. That the defendants, their agents, heirs, successors or assigns are permanently enjoined and restrained from leasing, renting, occupying or using the subject premises until full compliance with the Municipal Code of Chicago.
12. That this cause is set for hearing on 30 January, 2003, at 11:00 am., Room 1111, Daley Center, Chicago, Illinois without further notice.

status

JUDGE SEBASTIAN T. PATTI

DEC 05 2002

Hearing Date: December 5, 2002
By: Insa Blanke
Assistant Corporate Counsel—Attorney #90909
30 N. LaSalle Street, Suite 700
Chicago, IL 60602 (312) 744-7633

Entered: Circuit Court 1663
Judge: [Signature]
Courtroom 1111 0030071662

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CERTIFICATE #

BOOK #

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

CITY OF CHICAGO, a municipal
corporation

Plaintiff

CASE NO. 02 M1 405 523

v.

CARL GARCIA ET AL
Defendant(s)

LIS PENDENS NOTICE

*** REFER TO ATTACHED ADDENDUM OF DEFENDANTS ***

I, the undersigned, do hereby certify that the above entitled cause was filed by my office on the 3rd Day of December, 2002 for violations of the Chicago Building and Housing Code, and is now pending in said court and that the property affected by said cause is located at: 5045 S. Damen and is legally described as follows:

Lot 19 in Hulbert's resubdivision of block 56 in the Chicago University subdivision of the northeast 1/4 of section 7, Township 38 North, Range 14 east of the third principal Meridian, in Cook County, Illinois.

Witness my hand and the seal of said court.

Clerk of the Circuit Court

By _____

Mara S. Georges
Corporation Counsel
Atty No. 90909
By: Insa Blanke
Assistant Corporation Counsel
City of Chicago
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Chicago, Illinois 60602
(312) 744-7633