

# UNOFFICIAL COPY



Doc#: 0629118128 Fee: \$32.50  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 10/18/2008 03:48 PM Pg: 1 of 5

This instrument prepared by:  
JONATHAN M. CYRLUK, ESQ.  
STETLER & DUFFY, LTD.  
11 S. LaSalle Street  
Suite 1200  
Chicago, Illinois 60603



## AFFIDAVIT AND NOTICE OF INTEREST

STATE OF ILLINOIS

COUNTY OF COOK

BEFORE ME, the undersigned authority, duly authorized to administer oaths and take acknowledgments, personally appeared JONATHAN M. CYRLUK, who, after being first duly sworn, deposes and says:

1. I am member of the law firm of Stetler & Duffy, Ltd. which has a business address of 11 South LaSalle Street, Suite 1200, Chicago, Illinois 60603.
2. The statements set forth herein are based upon my personal knowledge.
3. I am an attorney licensed to practice law in the State of Illinois.
4. The real property with the following legal description was part or, and continues to be part of a litigation:

Property Address: 7013 West 111<sup>th</sup> Street Street, Posen, IL 60482  
P.I.N.: 24-19-104-004-000

Having the following legal description:

The East 50 Feet of the West 254.5 Feet of the South 124 Feet of the North 157 Feet of the East ½ of the West ½ of the Northwest Fractional ¼ of Section 19, Township 37 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois, (except

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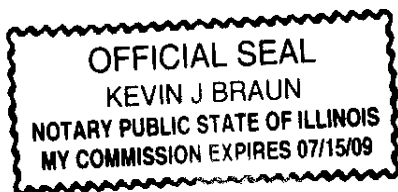
that part of West 50.00 Feet of the East 274.50 Feet of the North 157.00 Feet) (except for that part of the Land condemned in Case No. 85L50245 of falling within 111<sup>th</sup> Street) (except that part of said North 157.00 Feet occupied as a public street) of the East ½ of the West ½ of the Northwest Fractional ¼ of Section 19, Township 37 North, Range 13 taken as one tract of land bounded and described as follows: Beginning at the Northwest corner of said Tract of Land, Thence North 90 Degrees 00 Minutes 00 Seconds East along the East line of said Tract 130.00 Feet, Thence South 00 Degrees 05 Minutes 00 Seconds East along the East line of said Tract 14.00 Feet; Thence South 90 Degrees 00 Minutes 00 Seconds West 130.00 Feet to the West line of said Tract; Thence North 00 Degrees 05 Minutes 00 Seconds West 14.00 Feet to the Point Beginning, in Cook County, Illinois.

5. Attached as Exhibit A, is a true and correct copy of an Order dated August 10, 2006 entered by the Honorable Ruben Castillo of the United States District Court for the Northern District of Illinois Eastern Division, prohibiting the transfer or encumbering of the above-described property.
6. This Affidavit is being recorded to impart notice upon any and all parties acquiring or seeking to acquire any interest, lien, encumbrance, cause of action, or any other claim whatsoever in, to or upon the above-described subject property, and that all reasonable actions legally available, including but not limited to initiating a law suit to establish that any interest in the above-described real property.

DATED this 18th day of October, 2006.

  
 JONATHAN M. CYRLUK

Sworn to and subscribed before me this 18th day of October, 2006, by JONATHAN M. CYRLUK, who is personally known to me.



  
 Notary Public, State of Illinois

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

KISHEK INTERNATIONAL, INC., )  
a foreign corporation, )

Plaintiff, )

Case No. 06 C 2746

v. )

Honorable Ruben Castillo

MOHAMMED SALEH, an individual, )

ETAF SALEH, an individual, )

HAMZA SALEH, an individual, )

HAMZ MANAGEMENT, INC. an Illinois )

corporation, ABRAHAM SALEH, )

an individual, and FIRDUS SALEH, )

Defendants )

**AGREED ORDER GRANTING PRELIMINARY INJUNCTIVE RELIEF**

Whereas, on June 21, 2006, Plaintiff Kishek International, Inc. ("Kishek") filed a Motion for a Preliminary and Permanent Injunction (the "Injunction Motion");

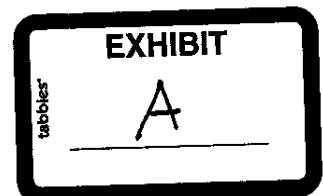
Whereas, the Court set an evidentiary hearing to determine whether to grant preliminary injunctive relief for September 7, 2006;

Whereas, Defendants agreed to the relief requested in the Injunction Motion on a temporary basis until the Court held the hearing on September 7, 2006; and

Whereas, Defendants, without admitting any liability, have agreed to the relief requested in the Injunction Motion until the Court holds a trial on the merits.

**IT IS HEREBY ORDERED THAT:**

1. Until further order of this Court, Defendants Mohammed Saleh ("Mohammed"), Etaf Saleh, Hamza Saleh, HAMZ Management, Inc., Abraham Saleh, and Firdus Saleh are enjoined from transferring or encumbering the following assets:



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- a. The real property located at 7053-7057 W. 111th Street, Worth, Illinois (the "Worth Property");
  - b. The real property located at 2940 W. 147<sup>th</sup> Street, Posen, Illinois (the "Posen Property");
  - c. Any of the money that Mohammed transferred to any of the Defendants as described in Kishek's memorandum in support of the Injunction Motion;
  - d. Any other assets, including cash and real property, that either Mohammed originally owned or for which he provided all or a portion of the money used to purchase the asset; and
  - e. Any other assets owned or controlled by Mohammed, *except cash obtained from non-liquid assets obtained after the filing of this action.*
2. Until further order of this Court, Mohammed is enjoined from transferring any of

his assets, including, but not limited to, his automobiles, jewelry, and the artwork described in Kishek's memorandum in support of the Injunction Motion. Nothing contained herein shall prevent Mohammed from paying his bills in the ordinary course other than with money that is subject to the restraint described in Paragraph 1 of this Agreed Order.

3. Within one week of the entry of this Agreed Order, Mohammed must provide an accounting of all of his current assets and transfers of assets with a value of more than \$1,000 for the past four years to Kishek. The accounting must describe each asset, the date each asset was acquired, the purchase price of the asset, and, if the asset was transferred, the date of the transfer, the transferee and the consideration given by the transferee;

4. Within one week of the entry of this Agreed Order, Defendants must provide an accounting of all of their assets, including the original source and amount of the funds used to

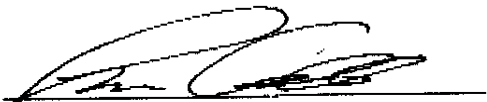
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purchase those assets. The accounting must describe each asset, the date each asset was acquired, and the purchase price of the asset; and

5. The preliminary injunction hearing set for September 7, 2006 is vacated.

Dated: August 10, 2006

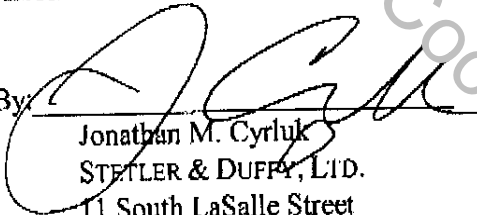
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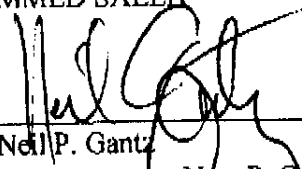
Honorable Ruben Castillo  
United States District Court Judge

STIPULATED AND AGREED:

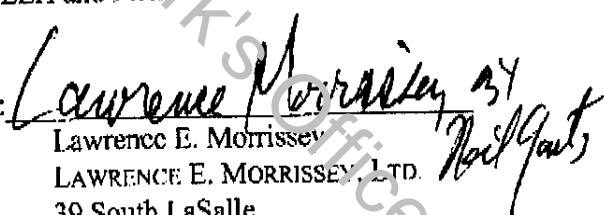
KISHEK INTERNATIONAL, INC.

By:   
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MOHAMMED SALEH

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ETAF SALEH, HAMZA SALEH, HAMZ  
MANAGEMENT, INC., ABRAHAM  
SALEH and FIRDUS SALEH

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