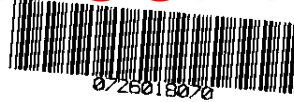


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Doc#: 0726018070 **Fee:** \$36.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 09/17/2007 03:27 PM Pg: 1 of 7

Prepared by and after recording
return to:

Patrick A. Clisham
Shaw Gussis Fishman Glantz
Wolfson & Towbin, LLC
321 N. Clark Street, Suite 800
Chicago, Illinois 60610

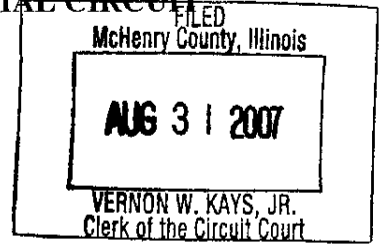
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JUDGMENT

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11

IN THE CIRCUIT COURT OF THE TWENTY SECOND JUDICIAL CIRCUIT
MCHENRY COUNTY, ILLINOIS
CHANCERY DIVISION



CLEVER IDEAS, INC.,)
)
 Plaintiff,)
)
 v.)
)
 COURTHOUSE GRILL, LLC d/b/a)
 COURTHOUSE GRILL,)
 EMILY'S ON THE SQUARE, LLC d/b/a)
 EMILY'S ON THE SQUARE,)
 MARDI GRAS SANDWICH SHOP, INC. d/b/a)
 MARDI GRAS SANDWICH SHOP,)
 TIP TOP BISTRO, LLC d/b/a)
 TIP TOP BISTRO, GEORGE VON HUENE,)
 TOTAL MANAGEMENT SYSTEMS, INC.,)
 CENTRAL PRODUCTS, INC.)
)
 Defendants.)

CASE NO. 07 CH 0654

ORDJ

JUDGMENT BY DEFAULT

This matter coming before the Court on the motion (the "Motion") by CLEVER IDEAS, INC. ("CII"), for entry of a judgment by default against COURTHOUSE GRILL, LLC d/b/a Courthouse Grill ("Courthouse Grill"), EMILY'S ON THE SQUARE, LLC d/b/a Emily's on the Square ("Emily's"), MARDI GRAS SANDWICH SHOP, INC. d/b/a Mardi Gras Sandwich Shop ("Mardi Gras"), TIP TOP BISTRO, LLC d/b/a Tip Top Bistro ("Tip Top"), GEORGE VON HUENE ("Von Huene" and collectively, the "Defaulting Defendants"); due and adequate notice of the Motion having been served; the having entered an Order of Default finding each of the Defaulting Defendants to be in default; an the Court being fully advised;

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THE COURT FINDS AND CONCLUDES:

1. On or about May 25, 2007, CII filed its Verified Complaint (the “Verified Complaint”), thereby commencing the above-captioned case (the “Case”).
2. The Verified Complaint consisted of the following counts: Count I (collection of amounts owed under the First Agreement – against Courthouse Grill and Tip Top), Count II (collection of amounts owed under the Second Agreement – against Courthouse Grill, Emily’s, Tip Top and Mardi Gras), Count III (collection of amounts owed under personal guaranty – against Von Huene), Count IV (collection of amounts owed under corporate guaranty – against Courthouse Grill, Emily’s, Tip Top and Mardi Gras), and Count V (foreclosure under security agreement – against all Defendants).¹
3. Thereafter, the Clerk of this Court issued summons to all defendants in the Case. A summons and a copy of the Verified Complaint were personally served on each of the Defaulting Defendants between May 30, 2007 and June 13, 2007.
3. More than thirty (30) days have passed and none of the Defaulting Defendants have appeared, answered or otherwise pled in response to the Verified Complaint. Accordingly, judgments by default may be entered against all of the Defaulting Defendants pursuant to Section 5/2-1301(d) of the Illinois Code of Civil Procedure.
4. CII has a valid lien on the Collateral² securing all amounts awarded hereunder, including attorneys’ fees and other costs and expenses of these proceedings.

¹ The Defendants include Central Products, Inc. (“CPI”) and Total Management Systems, Inc. (“TMSI”).

² For purposes of this Judgment, the Collateral shall exclude CMA Dishmachine, Model B, Serial No. 110574 in the possession of Courthouse Grill and subject to the security interests of TMSI.

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JUDGMENT BY DEFAULT IS ENTRED:

A. Against Courthouse Grill and Tip Top in the amount of \$204,193.00, plus interest due under the terms of the First Agreement and applicable law and \$3,675.64 in attorneys' fees and expenses under the terms of the First Agreement.

B. Against the Courthouse Grill, Emily's, Tip Top and Mardi Gras in the amount of \$75,000, plus interest due under the terms of the Second Agreement and applicable law and \$3,675.64 in attorneys' fees and expenses under the terms of the Second Agreement.

C. Against Von Huehe in the amount of \$279,193.00, plus interest due under the terms of the Agreements and applicable law and \$3,675.64 in attorneys' fees and expenses under the terms of the Personal Guaranty.

D. Against Courthouse Grill, Emily's, Tip Top and Mardi Gras in the amount of \$279,193.00, plus interest due under the terms of the Agreements and applicable law and \$3,675.64 in attorneys' fees and expenses under the terms of the Corporate Guaranty.

E. CII may conduct a sale of the Collateral pursuant to the terms of the Illinois Commercial Code.

F. The Defaulting Defendants shall cooperate with CII with respect to any such sale including, but not limited to, ensuring the Collateral is available for inspection by any potential purchaser and turnover to the successful bidder after sale.

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G. The proceeds of any such sale shall remain subject to the competing lien claims of CII and Defendant, Central Products, Inc., the division of which may be subsequently determined by this Court or by agreement among the parties.

ENTER:

Dated:

Aug 31, 2007

[Handwritten Signature]

Circuit Court Judge

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Clerk of the Circuit Court of the 22nd Judicial Circuit
McHenry County, Illinois

[Handwritten Signature]

10/23/2007

DATED

I hereby certify the above to be correct. This ORDER is the command of the Circuit Court and violation thereof is subject to the penalty of the law.



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LEGAL DESCRIPTION

UNIT NUMBER 401 IN THE PAPER PLACE LOFTOMINIUMS, A CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE: LOTS 3, 4, 9 AND THE NORTH 1/2 OF LOT 10 IN PARKER AND OTHERS SUBDIVISION OF BLOCK 103 IN SCHOOL SECTION ADDITION TO CHICAGO IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 97248157; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN COOK COUNTY, ILLINOIS.

Commonly known as: 801 S. Wells Unit 401, Chicago, IL 60607.

PIN 17-16-410-022-1031