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3315 (Rev. 6/11/02) CCG 0015
Memorandum of Judgment

IN THE CIRCUIT COURT OF
COOK COUNTY, ILLINOIS

Manuel E. Belbis et al.

v.

Constantine Stojka et al.



Doc#: 1506919120 Fee: \$42.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 03/10/2015 12:53 PM Pg: 1 of 3

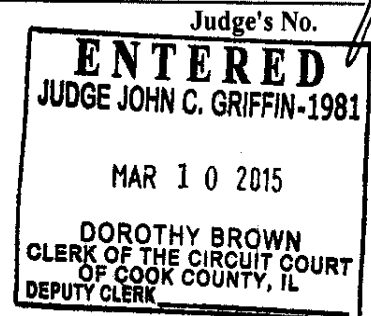
Recorder's Stamp

No. 14 L 004589

MEMORANDUM OF JUDGMENT

On February 27, 2015, judgment was entered in this court
in favor of the plaintiff Manuel E. Belbis and Rebecca C. Belbis as Trustees of the Manuel E. Belbis and
Rebecca C. Belbis Living Trust Dated August 6, 1992, and Manuel E. Belbis
and against defendant Constantine Stojka
whose address is 3035 Rosebrook Circle, Westchester, County of Cook, Illinois, 60154.
in the amount of \$ 220,483.48.

Atty. No.: 43381
Name: Jacob Berger/McDonald Hopkins LLC
Atty. for: Plaintiffs
Address: 300 North LaSalle Suite 2100
City/State/Zip: Chicago, Illinois 60654
Telephone: 312-642-2282



DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

CCRD REVIEWER RJ1570

UNOFFICIAL COPYIN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

MANUEL E. BELBIS AND REBECCA C. BELBIS,
AS TRUSTEES OF THE MANUEL E. BELBIS AND
REBECCA C. BELBIS LIVING TRUST DATED
AUGUST 6, 1992 AND MANUEL C. BELBIS,

Plaintiffs,

v.

HEATERWERKS, INC., CONSTANTINE STOJKA and
CHICAGO TITLE LAND TRUST COMPANY as trustee
u/t/a No. 8002364071

Defendants.

Case No: 14 L004589

Calendar T

Judge John C. Griffin

ORDER

TRUSTEES This case is before the Court on Plaintiffs Manuel E. Belbis and Rebecca C. Belbis as Trustees of the Manuel E. Belbis and Rebecca C. Belbis Living Trust Dated August 6, 1992, and Manuel C. Belbis's petition for attorneys' fees, costs, and interest.

On January 26, 2015, the Court entered summary judgment in favor of Plaintiffs and against Defendants Heaterwerks, Inc., Constantine Stojka, and Chicago Title Land Trust Company as Trustee u/t/a No. 8002364071. The evidence showed that there was no genuine issue of material fact and that Plaintiffs were entitled to a judgment of \$185,496.96 plus attorneys' fees, costs, and interest. Plaintiffs were ordered to submit a petition to prove-up these fees, costs, and interest. Defendants were given an opportunity to submit objections to the petition but did not do so.

Among the factors to be considered in determining the reasonable value of an attorney's services are: the skill and standing of the attorney employed; the nature of the cause and the novelty and difficulty of the questions at issue; the amount and importance of the subject matter; the degree of responsibility involved in the management of the cause; the time and labor required; the usual and customary charge in the community; and the benefits resulting to the client. *Laff v. Chapman Performance Products, Inc.*, 63 Ill. App. 3d 297, 308 (1st Dist. 1978).

Plaintiffs seek \$17,102.50 in attorneys' fees and \$1,214.70 in costs in the instant cause brought to enforce the promissory note and guarantees. The petition lays out, in general, the legal services performed in this cause. The claim is supported by an affidavit from Richard Kessler, Plaintiffs' counsel in this cause. Mr. Kessler avers that Plaintiffs incurred \$17,102.50 in fees and \$1,214.70 in costs. The affidavit is supported by invoices that contain a detailed description of the work performed, the person who performed it, the time expended, and the rate

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charged. Mr. Kessler avers that the statements accurately describe the time and services performed and that the services, fees, and costs were reasonably necessary to enforce Plaintiffs' rights.

Plaintiffs seek \$16,669.32 in accrued interest. In support of its interest calculations, Plaintiffs refer to the affidavit of Richard Kessler submitted in support of their petition for attorneys' fees, costs, and interest. Mr. Kessler avers that the amount of unpaid interest that has accrued on the promissory note from the date of the breach of the note through the time of filing of Plaintiffs' petition for attorneys' fees, costs, and interest is \$16,669.32 (March 6, 2014 through January 28, 2015 at a rate of ten (10) percent per annum).

Plaintiffs have demonstrated with uncontradicted evidence that they are entitled to attorneys' fees, costs, and interest. After reviewing Plaintiffs petition in light of all the relevant considerations, the Court determines that all of the foregoing amounts sought are reasonable and will be awarded.

Based on the foregoing, it is hereby ORDERED:

TRUSTEES

(1) Judgment is entered in favor of Plaintiffs Manuel E. Belbis and Rebecca C. Belbis as ~~Trustees~~ Trustees of the Manuel E. Belbis and Rebecca C. Belbis Living Trust Dated August 6, 1992, and Manuel C. Belbis and against Defendants Heaterwerks, Inc., Constantine Stojka, and Chicago Title Land Trust Company as Trustee w/t/a No. 8002364071 jointly and severally in the amount of \$220,483.48, consisting of an outstanding principal amount on the note of \$185,496.96, \$17,102.50 in attorneys' fees for this case, \$16,669.32 in accrued interest, and \$1,214.70 in costs.

(2) This is a final order that disposes of the case in its entirety.

Dated this ___ day of _____, 2015.

ENTERED

Judge John C. Griffin

ENTERED
 JUDGE JOHN C. GRIFFIN-1981
 FEB 27 2015
 DONALD BROWN
 CLERK OF THE CIRCUIT COURT
 OF COOK COUNTY, IL
 DEPUTY CLERK