

# UNOFFICIAL COPY



\*1921006139\*

STATE OF ILLINOIS )  
 ) ss  
COUNTY OF COOK )

Joc# 1921006139 Fee \$88.00

SHSP FEE:\$9.00 RPRF FEE: \$1.00

EDWARD M. MOODY

COOK COUNTY RECORDER OF DEEDS

DATE: 07/29/2019 12:26 PM PG: 1 OF 6

## COVER PAGE

## ORDER RELEASING LIEN BOND

### PREPARED BY:

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## PARCEL 1:

THAT PART OF LOTS 2 AND 3 LYING EAST OF NORTH LANE PLACE (NOW COMMONLY KNOWN AS NORTH ORLEANS STREET) IN CHRISTIAN KUHN'S SUBDIVISION OF OUT-LOT OF BLOCK 31 IN CANAL TRUSTEES' SUBDIVISION OF THE NORTH 1/2 AND THE NORTH 1/2 OF THE SOUTHEAST 1/4 AND THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 2 AS THE POINT OF BEGINNING, THENCE WEST ALONG THE NORTH LINE OF LOT 2, 142 FEET, 1 AND 1/8 INCHES TO THE EAST LINE OF LANE PLACE (NOW COMMONLY KNOWN AS NORTH ORLEANS STREET); THENCE SOUTH ALONG THE EAST LINE OF LANE PLACE (NOW COMMONLY KNOWN AS NORTH ORLEANS STREET) 111 FEET 8 AND 3/4 INCHES TO A POINT WHICH IS 34 FEET 9 AND 3/4 INCHES NORTH OF THE INTERSECTION OF THE SOUTH LINE OF LOT 3 WITH THE EAST LINE OF LANE PLACE (NOW COMMONLY KNOWN AS NORTH ORLEANS STREET) THENCE EAST ALONG A STRAIGHT LINE A DISTANCE OF 72 FEET, EXTENSION OF SAID STRAIGHT LINE BEING 121 FEET 3 AND 5/8 INCHES SOUTHEASTERLY OF THE NORTHEAST CORNER OF SAID LOT 2 (AS MEASURED ALONG THE NORTHEASTERLY LINE OF LOTS 2 AND 3), THENCE NORTH PARALLEL WITH THE EAST LINE OF LANE PLACE (NOW COMMONLY KNOWN AS NORTH ORLEANS STREET) 53 FEET 6 INCHES; THENCE EAST PARALLEL WITH THE NORTH LINE OF SAID LOT 2, 95 FEET 3 AND 3/4 INCHES, MORE OR LESS TO THE NORTHEASTERLY LINE OF LOT 2; THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY LINE OF LOT 2, 63 FEET 3 INCHES TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

## PARCEL 2:

LOT 2 (EXCEPT THE WEST 52 FEET THEREOF AND THE 8 FEET OF VACATED ALLEY WEST AND ADJOINING) IN GEHRKE AND KNOKE'S SUBDIVISION OF THE NORTH 81.84 FEET OF BLOCK 31 IN CANAL TRUSTEE'S SUBDIVISION IN SECTION 33, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Parcel Identification Numbers: 14-33-208-023-0000; 14-33-208-024-0000

Common Address: 2050 N. Clark Street, Chicago, IL 60614

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## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, CHANCERY DIVISION - MECHANICS LIEN SECTION

ACTIVE ELECTRICAL SUPPLY COMPANY )  
and LAB DEVELOPMENT LLC D/B/A )  
CONNEXION, )

Plaintiffs, )

v. )

Case No. 18 CH 13541

LAKESHORE POWER & LIGHT )  
INCORPORATED; NOVAK CONSTRUCTION )  
COMPANY; WHCP-N 2050 LLC; HINSDALE )  
BANK & TRUST COMPANY; EISEN GROUP, )  
LLC; APOLLO SUPPLY INC.; LAB )  
DEVELOPMENT LLC D/B/A CONNEXION; )  
BRIAN HALL; COLLEEN HALL; STEINER )  
ELECTRIC COMPANY; UNKNOWN OWNERS )  
AND NON-RECORD CLAIMANTS, )

Defendants. )

### STIPULATION OF DISMISSAL AND WAIVER OF CLAIMS

Now COME the Plaintiff, LAB Development LLC d/b/a Connexion ("Connexion"), Counter-Plaintiff, Apollo Supply, Inc. ("Apollo"), and Counter-Defendants, Novak Construction Company ("Novak") and WHCP-N 2050, LLC ("WHCP"), to mutually stipulate with respect to the claims regarding the lawsuit captioned above (the "*Stipulation*").

WHEREAS, on October 30, 2018, Connexion filed a Complaint to Foreclose its Mechanics' Lien on to the Property and for other relief with the Circuit Court of Cook County, Illinois and was given Case No. 18 CH 13541 (the "*Complaint*");

WHEREAS, on March 21, 2019, Apollo filed its Counterclaim to Foreclose Mechanic's Lien and for Other Damages in the Case (the "*Apollo Counterclaim*");

WHEREAS, Connexion and Apollo have agreed to release any claims they may have had against Novak, WHCP and the Property regarding the instant case;

WHEREAS, Connexion has agreed to release any claims it may have had against Apollo;

WHEREAS, good and sufficient cause exists for granting the relief requested.

Accordingly, it is hereby stipulated and agreed by the parties hereto, and ordered by the Court as follows:

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1. Connexion hereby stipulates and agrees to voluntarily dismiss Counts V, VI and VII of the Complaint *with prejudice* and Apollo hereby stipulates and agrees to voluntarily dismiss the Apollo Counterclaim *with prejudice*;

2. Each of the parties will bear their own costs, expenses, and attorney's fees;

3. Adequate and proper notice of the request for entry of this Stipulation has been given and no other or further notice is necessary;

4. This Stipulation contains the entire agreement by and among the parties hereto;

5. This Stipulation and the obligations of the parties hereto, are specifically subject to, and conditioned upon, the entry of the Stipulation as an Order of the Court. If the Court declines to approve the Stipulation, it shall be null, void and of no force and effect;

6. This Stipulation may be executed in counterparts, and each counterpart shall be deemed to be an original and when taken together shall constitute one and the same agreement. The parties have negotiated the terms of this Stipulation, and the language of the Stipulation shall not be construed in favor of or against any particular Party;

7. All future dates set by the Court are hereby stricken and the pending Motions are withdrawn as moot; *This includes the 8/12/19 status date;*

8. Counts V, VI and VII of the Complaint and the Apollo Counterclaim are hereby dismissed with prejudice;

9. The bond issued by Philadelphia Indemnity Insurance Company which was recorded as to Connexion's lien claim, which was recorded on March 7, 2019 as Document No. 1906634087 (the "Connexion Bond") is hereby satisfied and a copy of this Order may be recorded to show that the Connexion Bond has been released and discharged; and

10. The bond issued by Philadelphia Indemnity Insurance Company which was recorded as to Apollo's lien claim, which was recorded on March 7, 2019 as Document No. 1906634090 (the "Apollo Bond") is hereby satisfied and a copy of this Order may be recorded to show that the Apollo Bond has been released and discharged.


SO ORDERED

DATED: \_\_\_\_\_



ADAM C. TOOSLEY  
FREEBORN & PETERS LLP  
311 S. WACKER DRIVE, SUITE 3000  
CHICAGO, ILLINOIS 60606  
ATTORNEY FOR NOVAK CONSTRUCTION COMPANY

And

  
JOSEPH P. BERGLUND  
LAW OFFICES OF JOSEPH P. BERGLUND, P.C.

  
Judge

Judge Daniel Patrick Brennan

JUL 25 2019

Circuit Court 1932

  
JAMES ZIEGLER  
STONE POGRUND & KOREY LLC

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I hereby certify that the document to which this  
certification is affixed is a true copy.

**DOROTHY BROWN**

JUL 29 2019

Date

*Dorothy B.*

Dorothy Brown  
Clerk of the Circuit Court  
of Cook County, IL



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CONNEXION

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