

UNOFFICIAL COPY

United States District Court

Northern District of Illinois

Eastern Division

H. Stuart Cunningham, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed document is a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

DEPT-01 RECORDING 133.50
780003 TRAN 6973 09/30/94 09:52:00
90680 EB * -74-847510
COOK COUNTY RECORDER

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at Chicago, Illinois on SEP 23 1994

94847510

H. STUART CUNNINGHAM, CLERK

By: [Signature] Deputy Clerk

UNOFFICIAL COPY

Property of Cook County Clerk's Office



SEP 21 1994 UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS

Name of Assigned Judge or Magistrate Judge	Aspen	Billing Judge if Other Than Assigned Judge	
Case Number	94 C 4222	Date	September 8, 1994
Case Title	Music City Music, et al. v. La Pavillion Corp., et al.		

(In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd-party plaintiff, and (b) state briefly the nature of the motion being presented.)

MOTION:

Plaintiffs' Motion for Default Judgment
SEP 21 1994

DOCKET ENTRY:

(1) Filed motion of [use filing in "MOTION" box above]

(2) Brief in support of motion due _____

(3) Answer brief to motion due _____ Reply to answer brief due _____

(4) Ruling on _____ set for _____ at _____
Hearing

(5) Status hearing held continued to set for re-set for _____ at _____

(6) Pretrial conf. held continued to set for re-set for _____ at _____

(7) Trial set for re-set for _____ at _____

(8) Bench Trial Jury Trial Hearing held and continued to _____ at _____

(9) This case is dismissed without with prejudice and without costs by agreement pursuant to
 FRCP 41(j) (failure to serve) General Rule 21 (want of prosecution) FRCP 41(a)(1) FRCP 41(a)(2)

94847510

(10) (Other docket entry)
Motion granted. Enter decree and judgment order: Plaintiffs shall have and recover of and from defendants, La Pavillion Corporation and Pierre Bingue, the sum of \$2,500.00 in each cause of action set forth in the complaint, for a total of \$7,500.00 as statutory damages under 17 U.S.C. Section 504(c). The plaintiffs as prevailing parties, shall recover their costs in the sum of \$859.72, plus a reasonable attorney's fees of \$1,116.25, to be taxed by the clerk, for total damages, costs and fees of \$9,475.97 and execution shall issue forthwith. Status hearing set for September 16, 1994 is stricken.

(11) [For further detail see order on the reverse of order attached to the original minute order form.]

<input type="checkbox"/> No notices required, advised in open court.	Date/time received in central Clerk's Office	<input checked="" type="checkbox"/> MF SEP 20 1994 [Signature] [Signature]	number of notices	Document # 7
<input type="checkbox"/> No notices required.			date docketed	
<input type="checkbox"/> Notices mailed by judge's staff.			docketing dpty. initials	
<input type="checkbox"/> Notified counsel by telephone.			date mailed notice	
<input type="checkbox"/> Docketing to mail notices.			mailing dpty. initials	
<input checked="" type="checkbox"/> Mail AO 450 form.	<input checked="" type="checkbox"/> courtroom deputy's initials [Signature]	<input checked="" type="checkbox"/> order attached to the original minute order form.		
<input type="checkbox"/> Copy to judge/magistrate Judge.				

135 50

UNOFFICIAL COPY

Property of Cook County Clerk's Office

11/11/18

UNOFFICIAL COPY

Sent for Microfilming

SEP 20 1994

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

SEP 20 1994

Filed on
MUSIC CITY MUSIC, et al.,

Plaintiffs,

v.

LA PAVILLION CORPORATION and
PIERRE BINQUE,

Defendants.

Civil Action
No. 94 C 4222

Judge Aspen

Magistrate Judge Lefkow

DECREE AND JUDGMENT ORDER

This action now coming on to be heard on the motion of plaintiffs, Music City Music, et al., for default judgment, and it appearing to the Court that defendants, La Pavillion Corporation and Pierre Binque, having failed to answer or otherwise plead to plaintiffs' complaint;

IT IS ORDERED, that the allegations of the complaint herein be and are hereby taken as admitted as to defendants, La Pavillion Corporation and Pierre Binque.

The Court having considered the complaint and plaintiffs' motion for default judgment, and being fully advised in the premises,

THE COURT FINDS, as follows:

1. Plaintiff, Music City Music, is the owner of the copyright in and to the musical composition entitled "Stone Crazy."
2. Plaintiff, Cayman Music, Inc., is the owner of the

94847510

UNOFFICIAL COPY

Property of Cook County Clerk's Office

00112012

UNOFFICIAL COPY

copyright in and to the musical composition entitled "I Shot the Sheriff."

3. Plaintiffs, Zappo Music and Basically Gasp Music, are the owners of the copyright in and to the musical composition entitled "Across the River."

4. Defendants, La Pavillion Corporation and Pierre Binque, at all times referred to in the complaint did and still do own, control, manage, operate and maintain a place of business for public entertainment, accommodation, amusement and refreshment known as Hollywood East, located in Chicago, Illinois.

5. Defendants, La Pavillion Corporation and Pierre Binque, without the knowledge or consent of the plaintiffs, deliberately and willfully infringed and violated plaintiffs' copyrights and the exclusive right of the plaintiffs to give public performances of the songs: "Stone Crazy," and "I Shot the Sheriff," on September 16, 1992, and "Across the River," on December 30, 1993, as alleged in the complaint.

ON THE BASIS OF THE FOREGOING FINDINGS, IT IS
HEREBY ORDERED, ADJUDGED AND DECREED:

6. Defendants, their agents, servants and all persons acting under their direction and control, permission or license, be and hereby are perpetually enjoined and restrained from publicly performing without prior authorization any copyrighted musical compositions owned by any plaintiff and any other member

94847510

UNOFFICIAL COPY

Property of Cook County Clerk's Office

05/08/2018

UNOFFICIAL COPY

of the American Society of Composers, Authors, and Publishers, plaintiffs' performing rights licensing organization, and from causing and permitting said compositions, or any of them, to be publicly performed on defendants' premises or any place owned or controlled by said defendants, and from aiding and abetting the public performance of said composition, or any of them, in any such place or otherwise during the period in which the copyrights in such compositions, respectively, subsist.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED:

7. The plaintiffs shall have and recover of and from defendants, La Pavillion Corporation and Pierre Binque, the sum of \$2,500.00 in each cause of action set forth in the complaint, for a total of \$7,500.00 as statutory damages under 17 U.S.C. Section 504(c).

94847510

UNOFFICIAL COPY

Property of Cook County Clerk's Office

02/27/2016

UNOFFICIAL COPY

IT IS FURTHER ORDERED, ADJUDGED AND DECREED:

8. The plaintiffs, as prevailing parties, shall recover their costs in the sum of \$859.72, plus a reasonable attorney's fee of \$1,116.25, to be taxed by the clerk, for total damages, costs and fees of \$9,475.97 and execution shall issue forthwith.

ENTER:

Man 84

United States District Judge

Dated: 9-16-94

200359CO.E

Property of Cook County Clerk's Office

94847510

UNOFFICIAL COPY

Property of Cook County Clerk's Office

03/17/2012

UNOFFICIAL COPY

AO 450 (Rev. 5/85) Judgment in a Civil Case

Sent for Microfilming

SEP 20 1994

United States District Court

SEP 20 1994

Filed on _____ NORTHERN DISTRICT OF ILLINOIS

Music City Music

JUDGMENT IN A CIVIL CASE

v.

La Pavillion Corp.

DI-1985-000

CASE NUMBER: 94 C 4222

- Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

that plaintiffs' motion for default judgment is granted. Plaintiffs shall have and recover of and from defendants, La Pavillion Corporation and Pierre Bingue, the sum of \$2,500.00 in each cause of action set forth in the complaint, for a total of \$7,500.00 as statutory damages under 17 U.S.C. § 504(c). The plaintiffs as prevailing parties, shall recover their costs in the sum of \$859.72, plus a reasonable attorney's fees of \$1,116.25 to be taxed by the clerk, for total damages, costs and fees of \$9,475.97.

94847510

September 16, 1994
Date

H. STUART CUNNINGHAM
Clerk


(By) Deputy Clerk

UNOFFICIAL COPY

94847510

Property of Cook County Clerk's Office

02071202