#### WELFLED COPY (Rev. WNOFFICIAL COPY

## United States Bistriet Court

Morthern District of Minole

Restorn Stricken

. H. Stuart Cunningham, Clark of the United States District Court for the orthern District of Illinois, do hereby attest and certify that the annexed

document is dell, true, and correct copy of the original(s) on file my office and in my legal custody.

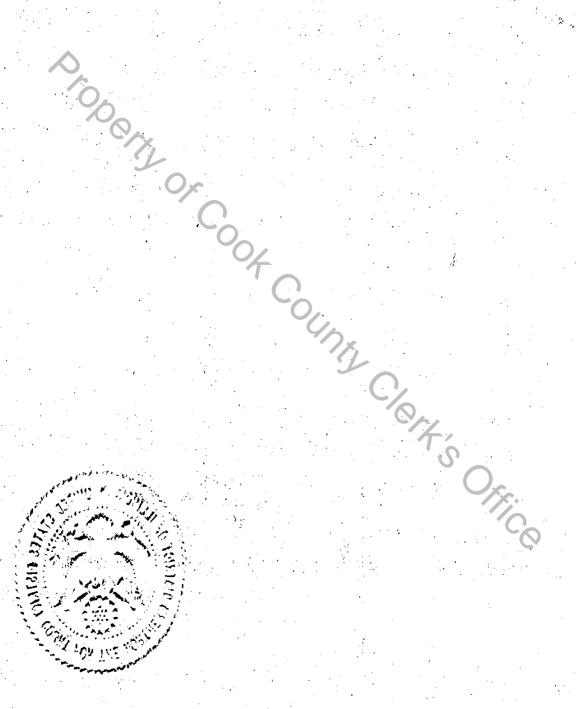
DEPT-01 RECORDING \$13.50 700003 TRAN 6973 09/30/94 09:52:00 00680 \$ EB \$ - 74 8475 10 COOK COUNTY RECORDER

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

H. STUMBT CUNNINGHAM.

CLERK

Deptry Clerk



Sent for Microsoft OFFICIAL COPY

SEP JUNITED STATE VISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS

	_			- 1997	<del>,</del>			
or Magistian Judge Aspen		Silting Judge if Other Then Assigned Judge						
Case Number	94 C 47	222	Date	Sept	ember 2. 199	14		
Çase Title	Music (	City Music	, et al.	v. La Pavi	llion Corp.,	et al.		
	following box (a) in state briefly the ne				dant, 3rd-party plaintill	,		
	laintiffs'	Motion for	Default	Judgment				
DOCKET ENTRY:								
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(2) Brief in sup	port of mation duc				- Sagar			
	i to motion due		R∎	ply to answer brief	948475	10		
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(5) Status hears	ne held	continued to	set for	re-set for		·		
(6) Pretrial sonf.	held	continued to	19/1/01	re-set for		(		
(8)   Sench Trial   Jury Trial   Hearing held and continues to at;								
(9) This case is dismissed   without   with prejudice and without to by agreement   pursuant to								
FRCP 4(j) (failure to serve) General Rule 21 (want of prosecution) FRCP 41(a)(1) FRCP 41(a)(2)								
(10)X Y (Other doske	10) V (Other docket entry)							
Motion granted. Enter decree and judgment order: Plaintiffs shout ave and recover and from defendants. La Pavillion Corporation and Pietre Bingue, the sum of \$2,500.00 in each cause of								
on set forth in the complaint, for a total of \$7,500,00 as statutory damages under 17 U.S.C. Section 504(c).								
s plaintiffs as prevailing parties, shall recover their costs in the sum of \$859.72, plus a reasonable citorney's sof \$1,116, 25, to be taxed by the clerk, for total damages, costs and fees of \$9,475.97 and execution								
ill issue forthwith Stat			-			1		
11} X  Far further de	) (a) ( a) ( a) ( a) ( a) ( a) ( a) ( a	arder an the rev	erse of x	arder altached t	o the original minute	order form.]		
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GFP? GGA UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SEP 2 0 1984

MUSIC CITY MUSIC, et al.,

Plaintiffs,

Civil Action No. 94 C 4222

Judge Aspen

LA PAVILLION CORPORATION and PIERRE BINQUE,

Magistrate Judge Lefkow

Defendants.

#### 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 allegacions 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:

- 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

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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.
- 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

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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).

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED:

The plaintiffs, as prevailing parties, shall 8. 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 9-16-94 Oct County Clark's Office forthwith.

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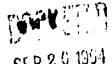
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United States Bistrict Court



DISTRICT OF

SEP 2 0 1994

Music City Music

JUDGMENT IN A CIVIL CASE

La Pavillion Corp.

or appeared

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 tritrie 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. \$50.4c). 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 This Office and fees of \$9,475.97.

September 16, 1994

H. STUART CUNNINGHAM Clerk

Date

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