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FOR RECORDER'S OFFICE USE ONLY

#### DESCRIPTION OF ATTACHED INSTRUMENT:

Judyment Lien on Property identified as:
24 26 2435 CONDOMINIUM LOT 0000428

#### PREPARER:

Thaddeus Gauza
Law Office of Thaddeus . Gauza
140 s, pearborn , suite 1610
Chicago, IL 60603

3640,9755

DATE OF INSTRUMENT: May 30, 1996

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JANA BO J. ROSENBLU у — на поможения сталова. Диб/2007/26 — песетро : 900/01/20

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v.

ESSENZA, INC., a corporation MATTHEN RUSSO and STANLEY KIDANI, as individuals

Pla

Defendants.

Case No. 89 CH 890 Judge Darrah

FINAL ORDER - CASE CLOSED

#### CONSENT JUDGMENT

This matter having come before the Court for Trial, the parties having agreed co the terms of this Consent Judgment and entry of this Consent Judgment, the Court being fully advised in the premises,

#### IT IS HEREEY ORDERED AND ADJUDGED AN FOLLOWS:

- 1. Flavorchem's fragrance formulas and customer list constitute legally protectable trade secrets.
- 2. Flavorchem's customer relation; hips are protectable near-permanent relationships.
- 3. Defendants are jointly and severally liable to Flavorchem for misappropriation of trade secrets under the Illinois Trade Secrets Act, Ill. Rev. Stat. Ch. 140, §351 et seq. Defendants violated the Illinois Trade Secrets Act by misappropriating Flavorchem's protected customer list and formulas, and using that proprietary information to solicit business from Flavorchem's customers and sell products made

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from Flavorchem's proprietary formulas to Flavorchem's customers.

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- 4. Defendants' misappropriation of Flavorchem's proprietary information was wilful and malicious.
- 5. Plaintiff is awarded double damages, attorneys fees and costs against the defendants, for which judgment is entered in favor of Flavorchem and against defendants, jointly and severally, in the amount of \$250,000.00, which is inclusive of the above.
- 6. Flavorchem will be irreparably injured if the defendants are not enjoined from so violating the Illinois Trade Secrets Act.
  - 7. Flavorchem has no adequate remedy at law.
- 8. Defendants are permanently restrained from using any of Flavorchem's proprietary formulas taken originally or at any time from the primises of Flavorchem in any way or for any purpose and from using such formulas to compound, sell or offer for sale any such formulas or derivations of such formulas.
- 9. For fifteen years from the date of this Order, defendants are restrained from contacting or soliciting sales from any of Flavorchem's customers as of the date of this Order, for the purpose of selling fragrance and/or flavor products, either on defendants' own behalf, or on behalf of anyone else.

UNITED STATES OF AMERICA

STATE OF ILLINOIS COUNTY OF DUPAGE
IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

IN THE MATTER OF THE THE CIRCUIT COURT CLERK TO DESTROY EXHIBITS

CASE NUMBER:

89CH 890

CASE TITLE:

Flanorchem Cong

ORDER

THIS CAUSE CONTING ON TO BE HEARD ON THE MOTION OF THE CIRCUIT COURT CLERK OF THE EIGHTEENTH JUDICIAL CIRCUIT, SAND THE COURT BEING FULLY ADVISED IN THE PREMISES AND HAVING JURISDICTION OF THE SUBJECT MATTER:

THE COURT FINDS:

- 1. THAT JOEL A. KAGANN, CLERK OF THE EIGHTEENTH JUDICIAL CIRCUIT HAS PREVIOUSLY NOTIFIED ALL PARTIES OF RECORD BY U.S. MAIL PURSUANT TO SECTION 4405 OF THE SUPREME LOURT RECORD KEEPING MANUAL TO REMOVE EXHIBITS FROM CUSTODY OF THE CLERK.
- 2. THE RECORDS OF THIS CASE INDICATE THAT "NU NOTICE OF APPEAL" HAS BEEN FILED WITHIN 30 DAYS AFTER THE FINAL DISPOSITION OF THIS CASE AND THE JUDGMENT OF THIS COURT IS FINAL.

IT IS HEREBY ORDERED:

THAT JOEL A. KAGANN, CLERK OF THE EIGHTEENTH JUDICICAL CIRCUIT COURT IS HEREBY AUTHORIZED TO EITHER SELL OR DESTROY SAID EXHIBITS PRESENTLY IN HIS CARE AND CUSTODY.

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DATE AUG 24 1995

ENTER:

JUDGE JUDGE

DATE:

7-14-92

JOEL A- KAGANN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT
WHEATON, ILLINOIS 60189-0707

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- 10. Defendants are permanently restrained from misappropriating Flavorchem's formulas and customer information by selling, donating or transferring Flavorchem's proprietary formulas and customer list information to third parties.
- 11. Defendants shall return to Flavorchem any copies of Flavorchem's formulas in the possession or control of Defendants, or any of them not previously returned to Flavorchem.
- information about Flavorchem's customer names, addresses, phone numbers and/or contact personnel in the possession or control of Defendants, or any one of them not previously returned to Flavorchem. Defendants can retain all Essenza business records, including invoices, which shall be used only for legitimate business purposes consistent with the terms of this Consent Judgment
- 13. Any modification or holding of invalidity of any provision of this Order shall not affect its remaining provisions.
- of March 20, 1991 executed by the parties hereto in the cases of In res Stanley S. Kidani, No. 90 B 17403 and In res Matthew P. Russo, No. 90 B 17405, now pending before the United States Bankruptcy Court for the Northern District of Illinois, Eastern Division, copies of which are attached

hereto as Exhibit A and B, are made a part of, and are incorporated by reference into this Consent Judgment.

Counsel for Flavorchem, Howard B. Rockman, shall retain in his possession a copy of the Flavorchem customer list in effect on the date of entry of this Consent Judgment. Defendants Russo and Kidani may contact Mr. Rockman during normal business hours to inquire if a certain name or names are contained on the subject customer list, and Mr. Rockman shall furnish an appropriate response.

Plaintiff and defendants have had the benefit of counsel in negotiating this Consent Judgment.

Honorable John W. Circuit Court Judge

BILL JOHNSON

AGREED BY PLAINTIFF:

FLAVORCHEM CORPORATION

By:

Howard B. Rockman

Attorney for Plaintiff

AGREED BY DEFENDANTS, ON ADVICE OF COUNSELS

for Defendants

Stanley Mani Defendant

Matthew Russo

Date: 3-26-91

Defendant