

PLACITA JUDGMENT

UNITED STATES OF AMERICA

STATE OF ILLINOIS,  
COUNTY OF COOK

ss.

HYMAN FELDMAN

PLEAS, before the Honorable .....  
one of the Judges of the Circuit Court of Cook County, in the State of Illinois, holding a branch Court of said  
Court, at the Court House in said County, and State, on -MARCH 31st., .....  
in the year of our Lord, one thousand nine hundred and -86 ..... and of the Independence  
of the United States of America, the two hundredth and -TENTH .....

PRESENT: - The Honorable **HYMAN FELDMAN** .....  
Judge of the Circuit Court of Cook County.

RICHARD M. DALEY, State's Attorney

RICHARD J. ELROD, Sheriff

Attest: MORGAN M. FINLEY, Clerk.

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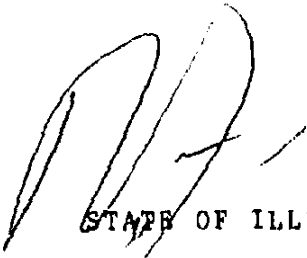
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STATE OF ILLINOIS )  
 ) SS  
COUNTY OF COOK )

#26828

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT - DOMESTIC RELATIONS DIVISION

IN RE THE MARRIAGE OF )  
 )  
DIANE YORK )  
 )  
 ) Petitioner, )  
 ) No. 85 D 9972  
 ) and )  
 )  
THOMAS YORK, )  
 )  
 ) Respondent. )

JUDGMENT FOR DISSOLUTION OF MARRIAGE

This cause having come on for trial upon the verified  
Petition for Dissolution of Marriage filed by the  
petitioner, DIANE YORK; and the respondent, THOMAS YORK,  
having been duly served with Summons herein; the court being  
tendered an Order of Default and entering same instanter for  
respondent's failure to appear or plead; the petitioner  
being present in open court in her own proper person and by  
and through her counsel of record, JAMES B. O'BRIEN of  
SCHILLER, DuCANTO AND FLECK, LIMITED, and the court having  
heard the testimony in open court of the petitioner in  
support of the allegations contained in her verified  
Petition for Dissolution of Marriage; and the court having

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considered all of the evidence and being fully advised in the premises; FINDS THAT:

A. This court has jurisdiction of the parties hereto and of the subject matter hereof;

B. The petitioner was domiciled in the State of Illinois at the time the Petition for Dissolution of Marriage was commenced and has maintained a domicile in the State of Illinois for ninety (90) days next preceding the making of the findings;

C. The parties were married on May 28, 1977, at Los Angeles, California, and the marriage was registered at Los Angeles, California.

D. That there were no children born to or adopted by the parties as a result of this marriage, and the petitioner is not now pregnant.

E. Without cause or provocation by the petitioner, the respondent has been guilty of extreme and repeated mental cruelty toward the petitioner.

F. Real property commonly described as 9459 Lincolnwood Drive, Evanston, Illinois, and legally described as follows:

10-14-206 -015-0000 P  
Lot 11 in the Compleat House Addition to Lincolnwood, a subdivision of part of Lots 6 and 7 in Owners Division of part of the Northwest and Northeast 1/4 of Section 14, Township 41 North, Range 13, East of the 3rd Principal Meridian, in Cook County,

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Illinois, according to the plat thereof filed in the Office of the Registrar of Titles, October 25, 1939 as Document 837611.

is registered under the Torrens systems, and that a Certificate of Title has been issued by the Registrar of Titles which is in the possession of petitioner herein. The owners of said Certificate are the petitioner and respondent herein in joint tenancy with rights of survivorship, and the certificate number is 1400715.

G. The petitioner has proved the material allegations of the Petition for Dissolution of Marriage by substantial, competent and relevant evidence; and that a Judgment for Dissolution of Marriage should be entered herein.

ON MOTION OF SAID ATTORNEYS FOR THE PETITIONER, IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS:

1. The parties are awarded a Judgment for Dissolution of Marriage, and the bonds of matrimony existing between the petitioner, DIANE YORK, and the respondent, THOMAS YORK, are hereby dissolved.

2. On the 1st day of each month, beginning April 1, 1986, respondent shall pay to the petitioner the sum of Six Hundred Dollars (\$600.00) per month as rehabilitative maintenance for a period of twelve (12) months.

Petitioner's right to receive said maintenance shall

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terminate upon her death, remarriage, or living on a resident continuing conjugal basis, as well as upon her sale of property commonly described as 9459 Lincolnwood Drive, Evanston, Illinois, or upon payment noted herein.

3. Respondent shall execute any and all instruments and documents as may be necessary, including the certificate of the title, to release his right and interest in one certain 1984 Buick Skyhawk automobile presently in the possession of petitioner, and upon the failure or refusal of the respondent, THOMAS YORK, so to do within forty five (45) days of date hereof or upon presentment of said certificate of title by General Motors Acceptance Corporation upon payment of their first lien thereon, a judge of the Domestic Relations Division shall execute the certificate of title on behalf of THOMAS YORK. Petitioner shall be solely and exclusively responsible for any and all indebtedness presently a lien on said automobile with General Motors Acceptance Corporation, and shall save and hold respondent harmless in the payment thereof.

4. Petitioner shall execute any and all instruments and documents as may be necessary, including the certificate of title, to release her right and interest in one certain 1984 Buick Skyhawk automobile presently in the possession of respondent. Respondent shall be solely and exclusively

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responsible for any and all indebtedness presently a lien on said automobile with Citicorp, and shall save and hold petitioner harmless in the payment thereof.

5. Each party shall be solely and exclusively responsible for the payment of any and all indebtedness individually incurred during the term of the marriage, and shall save and hold the other harmless in the payment thereof. With respect to three certain Visa accounts presently in the name of petitioner, and with the approximate total balance of Five Thousand Five Hundred Dollars (\$5,500.00), respondent shall pay to petitioner the amount of Twenty Seven Hundred Fifty Dollars (\$2,750.00) upon demand.

6. The respondent shall cooperate fully with the petitioner to assist her in obtaining a conversion of the existing health and hospitalization insurance coverage to a separate policy issued on her behalf pursuant to the provisions of the Spousal Health Insurance Rights Act of Illinois. The respondent shall do all acts necessary to obtain said documentation through his employer's insurer and shall execute all documents necessary to obtain and effect said conversion. Upon obtaining said separate policy, the Wife shall be solely responsible for the payment of premiums thereunder.

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7. The petitioner shall be solely and exclusively responsible for the indebtedness presently existing at Saks, Nordstram's, Lord & Taylor, and Field's in the total approximate amount of Fourteen Hundred Dollars (\$1,400.00).

8. Attorneys' fees incurred by petitioner in this cause and in the enforcement of this Judgment for Dissolution of Marriage shall be reserved for the further consideration of the court.

9. Respondent, THOMAS YORK, shall execute and deliver a Quit Claim Deed, in duplicate, conveying any and all right, title and interest he has in property commonly described as 9459 Lincolnwood Drive, Evanston, Illinois, and legally described as follows:

Lot 11 in the Compleat House Addition to Lincolnwood, a subdivision of part of Lots 6 and 7 in Owners Division of part of the Northwest and Northeast 1/4 of Section 14, Township 41 North, Range 13, East of the 3rd Principal Meridian, in Cook County, Illinois, according to the plat thereof filed in the Office of the Registrar of Titles, October 25, 1939 as Document 837611.

to DIANE LEVY within forty five (45) days of date hereof and upon failure or refusal of THOMAS YORK to execute said Quit Claim Deed, in duplicate, an Associate Judge of the Land Title Section of the Circuit Court of Cook County is directed to execute said Quit Claim Deeds in the place and stead of THOMAS YORK. That the Registrar of Titles is

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directed to issue a new Certificate in the name of the grantee named in the Associate Judge's Deed; upon production of said Owners Duplicate Certificate, or if the said Owners Duplicate Certificate has been lost or destroyed, the Registrar be directed to issue a new Certificate without production of the previous Owners Duplicate Certificate.

10. Any and all mortgage indebtedness presently a first lien on the property commonly described as 9459 Lincolnwood Drive, Evanston, Illinois, shall be the sole and exclusive obligation of the petitioner, and she shall save and hold respondent harmless in the payment thereof.

11. Any and all real estate taxes presently a first lien on the property commonly described as 9459 Lincolnwood Drive, Evanston, Illinois, shall be the sole and exclusive obligation of the petitioner, and she shall save and hold respondent harmless in the payment thereof.

12. Any and all personal property, furniture, furnishings, and household effects presently in the possession of the respective parties hereto shall be their sole and exclusive property, free of any claim of right, title or interest in said property of the other.

13. Individual Retirement Accounts standing in the respective names of the parties shall be their sole and exclusive property.

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14. Any and all pension rights possessed by respondent through his present employment or prior employment shall be his sole and exclusive property, free of any interest of petitioner therein.

15. Monies in the approximate amount of Ten Thousand Dollars (\$10,000.00) borrowed by petitioner from one certain trust wherein she is the beneficiary thereof and used as a down payment in purchase of the marital home, shall be the sole and exclusive obligation of petitioner, and she shall have and hold respondent harmless in the payment thereof.

16. Petitioner shall resume the use of her maiden name: DIANE LEVY.

17. This court expressly retains jurisdiction of this cause for the purpose of enforcing all of the terms of this Judgment for Dissolution of Marriage.

ENTER:

ENTERED CLERK OF THE CIRCUIT COURT MORGEN M. FLECK
J U D I C E 1 1 9 8 6
JUDGE HYMAN FELDMAN DEPUTY CLERK

JBO:smk 3/28/86

SCHILLER, DuCANTO AND FLECK, LIMITED  
Attorneys for Petitioner  
100 West Monroe Street, 6th Floor  
Chicago, Illinois 60603  
641-5560

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STATE OF ILLINOIS,
COUNTY OF COOK ss.

I, MORGAN M. FINLEY, Clerk of the Circuit Court of Cook County, in and for the State of Illinois, and the keeper of the records, files and seal thereof, do hereby certify the above and foregoing to be true, perfect and complete
COPY OF A CERTAIN JUDGMENT MADE AND ENTERED OF RECORD IN SAID COURT:

[Dotted lines for judgment text]

in a certain cause lately pending in said Court, between
DIANE, YORK plaintiff/petitioner
and THOMAS YORK defendant/respondent.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of said Court, in said County, this 9th day of JULY 19 86

[Signature of Morgan M. Finley] Clerk

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT - DOMESTIC RELATIONS DIVISION

IN RE THE MARRIAGE OF	)	
	)	
DIANE YORK,	)	
	)	
Petitioner	)	
	)	
and	)	No. 85 D 9972
	)	
THOMAS YORK,	)	
	)	
Respondent	)	

STIPULATION AND AGREED ORDER

The parties hereby stipulate and agree as follows:

A. On March 31, 1986 a Judgment for Dissolution of Marriage was entered in this cause without notice to Respondent, THOMAS YORK ("THOMAS"). The Judgment for Dissolution provided, in part, that THOMAS pay to Petitioner DIANE YORK ("DIANE"), (a) beginning April 1, 1986, the sum of Six Hundred Dollars (\$600.00) per month as rehabilitative maintenance for a period of twelve (12) months; and (b) the sum of Twenty Seven Hundred Fifty Dollars (\$2,750.00) which represents part of the outstanding balance of Five Thousand Five Hundred Dollars (\$5,500.00) with respect to three certain VISA accounts in DIANE'S name.

B. On April 30, 1986, THOMAS filed a Motion to Vacate the Judgment for Dissolution of Marriage, which alleges that THOMAS had no notice that DIANE was proceeding to judgment and that she had assured him otherwise.

C. The parties desire to resolve their differences by the entry of this Stipulation and Agreed Order.

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I HEREBY CERTIFY THE ABOVE TO BE CORRECT.

DATE 7/9/86

Morgan M. Jindly

CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

THIS ORDER IS THE COMMAND OF THE CIRCUIT COURT AND VIOLATION THEREOF IS SUBJECT TO THE PENALTY OF THE LAW.

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Therefore, by agreement of the parties, IT IS HEREBY ORDERED that:

1. Judgment for Dissolution is Modified as follows:

(a) Paragraph 2, providing for the payment of rehabilitative maintenance to DIANE is deleted in its entirety.

(b) The following terms of paragraph 5 are deleted:

"With respect to three certain VISA accounts presently in the name of Petitioner, and with the approximate total balance of Five Thousand Five Hundred Dollars (\$5,500.00), Respondent shall pay to Petitioner the amount of Twenty Seven Hundred Fifty Dollars (\$2,750.00) upon demand.

(c) The following provision shall be added to paragraph 5:

"Without limiting the foregoing, Petitioner shall be solely and exclusively responsible for the payment of (1) any indebtedness incurred with respect to three certain VISA accounts in the name of Petitioner as of March 31, 1986, and with the approximate total balance of Five Thousand Five Hundred Dollars (\$5,500.00); and (2) all outstanding bills which she incurred on her own behalf, including accounts in Thomas' name at Saks Fifth Avenue and other bills charged to VISA accounts and other accounts; and (3) all outstanding indebtedness incurred in the name of Petitioner or in the name of Respondent as and for expenses relating to Petitioner's son, Anthony M. Urban.

(d) The following shall be added to paragraph 5A:

"Any tax refund received by the parties resulting from their 1985 joint Federal and State Income tax return shall be divided equally between them. However, THOMAS shall be responsible for any accountant's fees incurred in the preparation of said return.

(e) The following shall be added to paragraph 6:

"Provided that DIANE has not yet obtained health insurance referred to herein, THOMAS shall for a period not to exceed six months after the entry of this Stipulation and Agreed Order, pay for such insurance.

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I HEREBY CERTIFY THE ABOVE TO BE CORRECT

DATE 7/9/86

Margaret M. Furdyk

CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

THIS ORDER IS THE COMMAND OF THE CIRCUIT COURT AND VIOLATION THEREOF IS SUBJECT TO THE PENALTY OF THE LAW.



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(f) The following shall be added to paragraph 12:

*Handwritten initials: DW, TH, RW*

"Notwithstanding anything to the contrary, Diane shall give to THOMAS, as his property, a certain dresser in his possession which was part of the parties' bedroom set and THOMAS' power tools."

2. Within seven (7) days after entry of this Stipulation and Agreed Order THOMAS shall execute and deliver to DIANE'S attorney the Quit Claim Deed referred to a paragraph 9 of the Judgment for Dissolution of Marriage. Thomas represents that he has done nothing to encumber the subject property of the Quit Claim Deed and holds Diane harmless for any liens or judgments by THOMAS.

3. Each party shall be responsible for their costs and attorney's fees. Respondent's Petition to Vacate the Judgment is dismissed.

4. The Court shall retain jurisdiction of the parties and this cause to enforce the provisions of this Stipulation and Agreed Order and the Judgment for Dissolution of Marriage as modified by this Stipulation and Agreed Order.

ENTER

ENTERED  
CLERK OF THE CIRCUIT COURT  
ROBERT M. FLECK  
JUL 3 1985  
JUDGE HYMAN FELDMAN

STIPULATED AND AGREED TO:

*Handwritten signature of Diane York*  
Petitioner, DIANE YORK  
n/k/a DIANE LEVY

STIPULATED AND AGREED TO:

*Handwritten signature of Thomas York*  
Respondent, THOMAS YORK

SCHIELER, DUCANTO AND  
FLECK, LIMITED, Attorney  
for Petitioner

MANDEL, LIPTON AND STEVENSON,  
LIMITED, Attorney for Responden

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REGISTRAR OF TITLES

IDENTIFIED No.	Registrar of Torrens Titles HARRY 'BUS' YOUNELL SANCHEZ
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J. P. O'BRIEN  
SCHILLER, Du CANTO  
+ PLECK LTD.  
100 W. MONROE  
Suite 600  
CHGO, IL 60603

Property of Cook County Clerk's Office

I HEREBY CERTIFY THE ABOVE TO BE CORRECT.

DATE 7/9/86

*Morgan M. Finley*

CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

THIS ORDER IS THE COMMAND OF THE CIRCUIT COURT AND VIOLATION THEREOF IS SUBJECT TO THE PENALTY OF THE LAW.