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|------------------------|---|--|------------------|
| Name of Assigned Judge | Judge Holderman | Sitting Judge if Other Than Assigned Judge | |
| Case Number | 90 C 0916 | Date | October 26, 1990 |
| Case Title | Fleet Mortgage Corp. -vs- Roosevelt Lomax, et., al. | | |

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

MOTION FOR ENTRY OF AN ORDER APPROVING THE REPORT OF SALE AND DISTRIBUTION AND ORDER OF POSSESSION.

DOCKET ENTRY: (The balance of this form is reserved for notations by court staff.)

(1) Judgment is entered as follows: (2) [Other docket entry:]

Leave granted to M. Tjossem, P. Levin, J. Mullally, J. Mozal to withdraw as counsel for plaintiff. Leave granted to R. Kopriva to file appearance as plaintiff's counsel. Enter order approving report of sale and distribution. Enter order of possession.

(3) Filed motion of [use listing in "MOTION" box above]

(4) Brief in support of motion due _____

(5) Answer brief to motion due _____ Reply to answer by _____

(6) Hearing on _____ set for _____ at _____

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


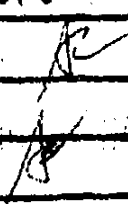

(8) Pretrial conference held continued to set for re-set for _____ at _____

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

(10) Bench trial Jury trial Hearing held and continued to _____ at _____

(11) This case is dismissed without with prejudice and without costs by agreement pursuant to _____

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

| | | |
|--|--|---|
| <input type="checkbox"/> No action required. <input type="checkbox"/> Notices mailed by judge's staff. <input checked="" type="checkbox"/> Notified counsel by telephone. <input type="checkbox"/> Docketing to mail notices. <input type="checkbox"/> Mail AO 498 form. courtroom deputy's initials  | Date filed received in court's Office OCT 30 1990  | number of notices due docketed docketing copy initials date filed motion number copy initials Document #  |
|--|--|---|

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FILED - E02

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10/20/2019

COOK COUNTY CLERK'S OFFICE

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

Fleet Mortgage Corp.

PLAINTIFF,

-vs-

Roosevelt L. Lomax Jr., Annie M.)
Lomax, Carol Noseley-Braun)
Registrar of Titles)

DEFENDANTS.

NO. 90 C 0916
Judge Holderman

ORDER APPROVING
REPORT OF SALE AND DISTRIBUTION
AND ORDER OF POSSESSION

This cause coming to be heard on Plaintiff's motion for the entry of an order approving the Report of Sale and Distribution filed by the duly appointed Special Commissioner of this Court.

The Court having examined said report finds that the Special Commissioner has in every respect proceeded in accordance with the terms of this Court's Judgment, and that said sale was fairly and properly made, and that the proceeds derived therefrom were properly distributed, but were not sufficient to pay in full the amount due the Plaintiff, leaving a deficiency of \$14,694.16, together with interest thereon at the rate of nine percent per annum from the date of sale.

IT IS ORDERED that the sale of the premises involved herein by said Commissioner, the distribution by him of the proceeds of sale, issuance of the Commissioner's Certificate of sale and his Report of Sale and Distribution of proceeds of sale, be and the same are hereby approved and confirmed.

That the mortgagee's fees and costs arising between the entry of the judgment of foreclosure and the date of the special commissioner's sale are approved, ratified and confirmed.

That the Special Commissioner shall execute and deliver to successful bidder, pursuant to Chapter 110, Paragraph 15-1508 a

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STATE OF ILLINOIS
DEPARTMENT OF REVENUE
CHICAGO, ILLINOIS

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certificate of sale and a duplicate thereof to be recorded with the Recorder of Deeds of Cook County, Illinois.

It is further ordered that upon request by the successful bidder, the Special Commissioner shall execute and deliver to the successful bidder, a deed sufficient to convey title provided that all required payments have been made pursuant to Illinois Revised Statutes Chapter 110, Section 15-1509.

That Fleet Mortgage Corp. and/or Secretary of Veterans affairs, and officer of the United States is entitled to possession of the premises, commonly known as:

Lot 6 in the Resubdivision of Lots 11 to 22 both inclusive of Block 1 of Rood's Subdivision all in Rood's Subdivision of the Northeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 4 Township 39 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois. Commonly known as 4828 West Haddon Ave., Chicago, IL 60651.

Permanent Index No. 16-04-405-027

effective upon the entry of this order; that said Sheriff of County of Cook is directed to evict and dispossess, Roosevelt L. Lomax, Jr. and Annie M. Lomax and any unknown occupants claiming through them from the subject premises.

IT IS FURTHER ordered that said property is subject to a special right of redemption for 30 days hereafter the entry of this order. That if said redemption occurs there will remain an in rem deficiency against said property in the amount of \$14,694.16 with the same lien priorities as to the underlying mortgage herein foreclosed without any rights of homestead.

IT IS FURTHER ordered that a Judgment In Personam shall be entered in favor of Plaintiff for the amount of \$14,694.16 against the following named persons, Roosevelt L. Lomax Jr. and Annie M. Lomax and a memorandum of Judgment shall issue without the right of homestead.

That there is no just cause for delay in the enforcement of or appeal from this order.

ENTER: _____

James F. Holdeman
JUDGE

DATED: _____

10-26-90

SHAPIRO & KREISMAN
Attorneys for Plaintiff
1161 A Lake Cook Road
Deerfield, Illinois 60015
(708) 945-6040

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5/10/08

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Register of Torts
CARD

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