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

CABRINI-GREEN LOCAL ADVISORY COUNCIL,	)	
	)	
Plaintiff,	)	
	)	
	)	No. 96 C 6949
v.	)	
	)	Hon. David H. Coar
	)	
CHICAGO HOUSING AUTHORITY, et al.,	)	
	)	
Defendants.	)	

AGREED ORDER

This matter having come before the Court on Plaintiff's Motion Seeking Court Order For Enforcement of the Consent Decree; and the parties (Cabrini-Green LAC and Chicago Housing Authority), Orchard Park Homeowners' Association and Geraldine Smith (a former resident of Cabrini Extension North Development) having reached an agreement regarding enforcement of the terms of the Consent Decree as they pertain to Ms. Smith, as memorialized in the attached Stipulation,

IT IS HEREBY ORDERED:

1. It is agreed that Geraldine Smith and her family will be granted admission to 1487 N. Clybourn, Unit G, a four bedroom unit in Orchard Park ("apartment"), no later than May 1, 2006. Ms. Smith's family will occupy the apartment on a probationary basis for six months beginning on the date of the family's initial occupancy of the unit. The terms of the probation are as follows:

a. Should the Orchard Park Homeowner's Association or CHA believe that the Smith family has materially violated its lease, the Association or CHA will send written notice to Geraldine Smith and her counsel setting forth the violation. The notice will describe the violation with enough specificity to enable Ms. Smith to prepare a defense.

b. Following receipt of the notice, the parties, Ms. Smith, and the Association will appear before the Court pursuant to a motion filed by the CHA to set the matter for an evidentiary hearing and to determine if resolution of the matter through settlement is possible.

c. If a hearing is set, Ms. Smith will have the opportunity to conduct discovery limited to matters directly pertaining to the alleged violation. Written

discovery shall be initiated within seven (7) days of the initial court appearance. All discovery shall be completed within 30 days of the initial court date.

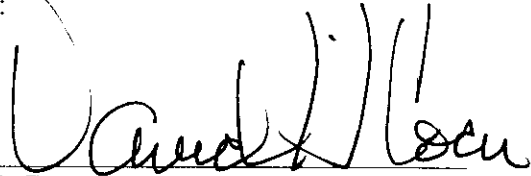
d. After the hearing, the Court will determine whether the alleged violation took place and if any sanction, up to and including eviction from the unit, should be imposed on the Smith family.

2. Geraldine Smith hereby waives her rights regarding eviction proceedings under the Illinois Forcible Entry and Detainer Act for the period of her probation. Should the Association or CHA seek to evict Geraldine Smith during the period of the family's probationary occupancy, they may only do so pursuant to the terms set forth in paragraph 1 of this stipulation.

3. By this order, Geraldine Smith hereby waives her right to utilize the CHA Grievance Procedures to contest notice of any lease violation for the period of her probation. Ms. Smith has the right to utilize the Grievance Procedures for any matter not related to an alleged lease violation.

4. ~~Plaintiff's Motion is continued to~~ ~~to allow the parties to resolve~~
~~the remaining issues raised in the Motion.~~

ENTER:



David H. Coar
United States District Judge

Date: _____

4/6/06

Nicki Bazer
Richard Wheelock
Legal Assistance Foundation of Metropolitan Chicago
111 W. Jackson, Suite 300
Chicago, IL 60604
(312) 341-1070

STIPULATION

The Cabrini-Green LAC, the Chicago Housing Authority ("CHA"), Orchard Park Homeowners' Association, and Geraldine Smith hereby agree as follows:

1. CHA and the Orchard Park Homeowners' Association will grant Geraldine Smith and her family (Jeremy Smith, Javanti Smith, Jaleesa Calhoun) admission to 1487 N. Clybourn, Unit G, a four bedroom unit in Orchard Park ("apartment"), no later than May 1, 2006. This stipulation shall be appended as an addendum to the lease that the CHA normally signs with other public housing leaseholders at Orchard Park. Pursuant to this stipulation, Ms. Smith's family will occupy the apartment on a probationary basis for six months beginning on the date of the family's initial occupancy of the unit. The terms of the probation are as follows:

a. Should the Orchard Park Homeowner's Association or CHA believe that the Smith family has materially violated its lease, the Association or CHA will send written notice to Geraldine Smith and her counsel setting forth the violation. The notice will describe the violation with enough specificity to enable Ms. Smith to prepare a defense.

b. Following receipt of the notice, the parties, Ms. Smith, and the Association will appear before the Court in *Cabrini-Green LAC v. CHA*, 96 C 6949 (N.D.Ill.) pursuant to a motion filed by the CHA to set the matter for an evidentiary hearing and to determine if resolution of the matter through settlement is possible.

c. If a hearing is set, Ms. Smith will have the opportunity to conduct discovery limited to matters directly pertaining to the alleged violation. Written discovery shall be initiated within seven (7) days of the initial court appearance. All discovery shall be completed within 30 days of the initial court date.

d. After the hearing, the Court will determine whether the alleged violation took place and if any sanction, up to and including eviction from the unit, should be imposed on the Smith family.

2. Geraldine Smith hereby waives her rights regarding eviction proceedings under the Illinois Forcible Entry and Detainer Act for the period of her probation. Should the Association or CHA seek to evict Geraldine Smith during the period of the family's probationary occupancy, they may only do so pursuant to the terms set forth in paragraph 1 of this stipulation.

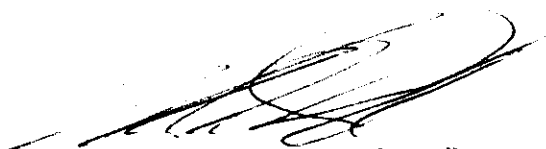
3. By this order, Geraldine Smith hereby waives her right to utilize the CHA Grievance Procedures to contest notice of any lease violation for the period of her probation. Ms. Smith has the right to utilize the Grievance Procedures for any matter not related to an alleged lease violation.



Chicago Housing Authority

By: Charles Levesque

Title: Deputy General Counsel



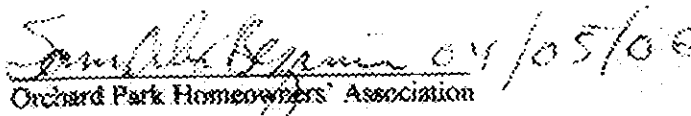
Cabrini-Green Local Advisory Council

By: Richard Wheelock

Title: Counsel



Geraldine Smith



Orchard Park Homeowners' Association

By: Sam Bezanis

Title: Board President