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

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(117 pp.)

HENRY HORNER MOTHERS GUILD, et al.)
)
Plaintiffs,)
)
vs.)
)
THE CHICAGO HOUSING AUTHORITY)
(CHA), an Illinois Municipal)
Corporation: et al.,)
)
Defendants.)

No. 91 C 3316
Hon. Brian Barnett Duff

PLAINTIFFS' MOTION FOR CLASS CERTIFICATION

Plaintiffs, by their attorneys, the Legal Assistance Foundation of Chicago, hereby move for class certification of this action pursuant to Fed. R. Civ. P. 23(a) and 23(b)(2). The proposed class is defined as:

All persons who, on or after May 30, 1991 (a) reside in the Henry Horner developments in Chicago, Illinois (the "residents"), or (b) do not reside in the Henry Horner developments, but have applied to live in public housing that the CHA operates (including the Henry Horner developments) by a Registration for Housing application submitted to CHA (the "applicants").

In support of their motion, plaintiffs state:

1. Plaintiffs comprising the resident class are present and future residents of the Henry Horner Homes, Henry Horner Extension and Henry Horner Annex (collectively referred to herein as "Henry Horner" or the "Henry Horner developments"), three public housing developments consisting of approximately 1,775 units located on the West side of Chicago. These developments

are owned and operated by defendant Chicago Housing Authority ("CHA") and are regulated and subsidized by defendant United States Department of Housing and Urban Development ("HUD"). Plaintiffs comprising the applicant class are present and future applicants for public housing in Chicago (including the Henry Horner developments). They have all filled out a Registration for Housing application and have submitted this application to CHA. They have all been found eligible for public housing and have been placed on a waiting list for such housing because CHA does not have sufficient available units to house all persons who are eligible for such housing in Chicago.

2. Plaintiffs have filed this suit as a class action seeking declaratory, injunctive and other relief based upon defendants' failure to maintain the Henry Horner developments in a decent, safe and sanitary condition and in a manner that results in full occupancy of all available public housing units.

3. Plaintiffs seek a prompt determination of the class due to the imminent threats to the health, safety and lives of the plaintiffs caused by the disrepair of both the vacant and inhabited units and the common areas of the Henry Horner developments.

4. The class is so numerous that joinder of all members is impracticable. The resident class consists of approximately 925 signatories of residential leases with CHA and their families: there are approximately 2,775 to 3,700 persons in the proposed resident class. The applicant class consists of approximately

35,000 applicants and their families: there are approximately 105,000 to 140,000 persons in the proposed applicant class.

5. There are questions of law or fact common to the class.

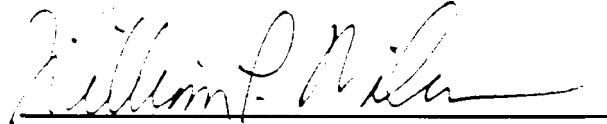
6. The **claims** of the named plaintiffs are typical of the **claims** of the class.

7. The named plaintiffs will fairly and adequately protect the interests of the class.

8. Defendants have acted on grounds generally applicable to the class, thereby making declaratory and injunctive relief appropriate with respect to the class as a whole.

WHEREFORE, plaintiffs respectfully request that this court certify a plaintiff class in this action as defined above.

Respectfully submitted,



One of the Attorneys
for Plaintiffs

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