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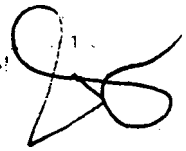
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NORTHERN DISTRICT OF OHIO  


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YOUNGSTOWN, OH

IN UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

DARLENE JONES, et al

Plaintiffs

vs

CITY OF YOUNGSTOWN, et al

Defendants

CASE NO. 4:93 CV 2115

JUDGE PETER C. ECONOMUS

AGREED JUDGMENT ENTRY

Now come the parties hereto and advise the Court that they have settled the instant matter as follows:

1. The Defendants agree to pay to the plaintiffs the sum of Ninety-Two Thousand Five Hundred (\$92,500.00) Dollars in damages and attorneys' fees in full and complete settlement of all claims raised in the complaint herein. Defendants' payment shall be payable to Northeast Ohio Legal Services and each of the individual plaintiffs and shall be forwarded to the offices of Northeast Ohio Legal Services on or before February 28, 2000.

2. The Defendant City of Youngstown agrees to amend the City Housing Code Ordinance No. 85226 as it pertains to emergency orders to vacate to require that all emergency orders to vacate be in writing and contain the following:

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- a. The street address and legal description sufficient for identification of the premises and building(s) located thereon.
- b. A description of the alleged housing code violation(s) that constituted the basis for the emergency order to vacate with enough specificity to enable the resident to correct the problem or effectively respond to the charges, including the section(s) of the code allegedly violated.
- c. A description of the specific remedial action(s) required to correct the alleged violation(s) and the steps required to gain reentry to the dwelling.
- d. A statement advising the resident of the right to appeal the emergency order to vacate to the Housing Code Appeals Board and describing the procedure for instituting an appeal.
- e. A statement advising the resident of the right to have a hearing on appeal held within forty-eight hours of the issuance of the emergency order to vacate.
- f. Notification of the resident's right to be represented in all appeal proceedings and to present evidence to challenge the basis for the emergency order.
- g. Notification to the resident that if they are unable to afford counsel, they may contact the local legal services program, Northeast Ohio Legal Services, 11 Federal Plaza Central, 7th Floor, Youngstown, Ohio 44503, Telephone: 330-744-31 96 or 1-800-425-8877.

3. The amended Housing Code Ordinance incorporating these changes shall be presented to City Council for approval within thirty (30) days of the date of this entry.

4. The Defendant City of Youngstown will, within thirty (30) days of the date of this entry, appoint a Housing Code Appeals Board and take all steps necessary to ensure that it functions in accordance with the Housing Code Ordinance.

5. The Defendant City of Youngstown will **cease** issuing all emergency orders to **acate** under the Housing Code Ordinance until compliance with provisions 2 and 4 **above** are completed.

6. Defendants will pay the costs **of** this action.

The Court, having reviewed the foregoing agreement, finds it **to** be fair and just **and** therefore adopts the agreement as the Order of the Court.

IT IS SO ORDERED.

Date 13/12/06

Peter C. Economus  
The Honorable Peter C. Economus

APPROVED:

James B. Callen  
James B. Callen  
Attorney for Plaintiffs

Robert B. Bush, Jr.  
ROBERT B. BUSH, JR.  
City of Youngstown Law Director

George McKelvey  
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