

IN THE CIRCUIT COURT FOR THE TWELFTH JUDICIAL CIRCUIT  
WILL COUNTY, ILLINOIS

FILED

21 MAR 29 AM 10:45

WILL COUNTY COURT  
WILL COUNTY, ILLINOIS  
WILL COUNTY COURT ANNEX

HOMER TOWNSHIP, et al., )  
Plaintiffs, )  
v. ) Case No. 2020-CH-808  
VILLAGE OF HOMER GLEN, et al., )  
Defendants. )

**ORDER**

This case is before the Court on multiple summary judgment motions, and also on plaintiffs' request for an injunction. The request for injunction seeks to prohibit the Homer Township Road District Highway Commissioner, Mike DeVivo, from transferring certain real and personal property to the Village of Homer Glen.

The property at issue is identified in the December 9, 2020 Amended and Restated Intergovernmental Agreement Between the Village of Homer Glen and the Homer Township Road District, which is in the Court file. A list of the property is identified therein in Exhibits B through E thereto ("the Property").

The Court GRANTS plaintiffs' request for injunctive relief, but only on an *interim* basis. The Court issues a temporary restraining order prohibiting the Homer Township Road District, and the Homer Township Road District Highway Commissioner, from effectuating the sale, transfer, and conveyance of the Property to any other entity while the TRO is in effect. The TRO shall remain in place until April 8, 2021 at noon, at which time it will dissolve.

In entering the TRO, the Court finds that plaintiffs have adequately established (1) a protectable right in the Property; (2) could suffer irreparable harm in the absence of a TRO; (3) it lacks an adequate remedy at law; and (4) a reasonable likelihood of success on the merits. Parties are notified of this order via email.

**The parties should not perceive this order as an indication of how the Court will ultimate rule in the case. This order merely preserves the status quo until the Court has an opportunity to rule on the pending summary judgment motions (including the request for a permanent injunction). The Court is continuing to evaluate the parties' pending summary judgment motions, and will rule on those motions before the TRO expires on April 8.**

Dated: March 29, 2020  
10:45 AM

ENTERED:  
  
Judge John C. Anderson