

IN THE CIRCUIT COURT FOR THE TWENTY-SECOND JUDICIAL CIRCUIT  
McHENRY COUNTY, ILLINOIS



IN RE: THE MARRIAGE OF )  
KIMBERLY POPOVICH, )  
Plaintiff, )  
and )  
THOMAS POPOVICH, )  
Defendant. )

Case No. 11 DV 324

**ORDER OF JANUARY 11, 2012**

THIS MATTER coming on to be heard on Plaintiff's Emergency Petition for Injunctive Relief filed on January 11, 2012, the parties being present in open court and the Court being fully advised in the premises:

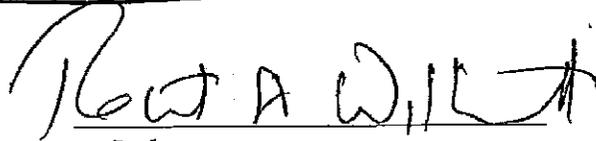
**THE COURT HEREBY FINDS:**

1. An Order was entered herein on October 5, 2011 which stated in pertinent part as follows:  

"Both parties are mutually restrained from transferring, encumbering, concealing or otherwise disposing of any property except in the usual course of business or for the necessities of life and both parties must notify the other of any proposed extraordinary expenditures made after this Order is entered."
2. The Court does not find it necessary to appoint a receiver at this time as this is not an emergency, the court makes this ruling without prejudice to either party.
3. The Court finds that this matter is an emergency as the tuition for the minor children's school has not been paid and there are rental units owned by the parties that are occupied and no rent is being paid pursuant to the testimony of Todd Christian, the parties' property manager.

**THE COURT HEREBY ORDERS:**

1. TOM shall pay the tuition for all three minor children and shall keep said tuition current until further order of this Court. The tuition which is currently due shall be paid by TOM before January 21, 2012 and all future tuition shall be paid on or before the due date set by the children's school.
2. TOM shall direct Todd Christian to collect rents from all tenants in any property owned by the parties, individually or jointly. TOM shall further direct Todd Christian to commence necessary eviction proceedings if rent is not paid upon request, unless otherwise mutually agreed to by both parties.
3. Regarding the Chesapeake property, TOM shall direct Mr. Christian to collect rent and give an accounting of the income and expenses of said property within 30 days.
4. The hearing on temporary custody and support is continued to Thursday, January 19, 2012 at 1:30 p.m. in room 103 for further testimony.
- ~~5. The court will decide interim attorneys' fees on affidavit on January 19, 2012.~~



Judge

Dated: January 11, 2012

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