

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, DOMESTIC RELATIONS
DIVISION**

| | | |
|----------------------------|---|-------------------------|
| IN RE THE SUPPORT OF M.L.: |) | |
| |) | |
| BETH CARON, |) | |
| |) | |
| Petitioner, |) | Case No.: 2020 D2 50037 |
| and |) | Cal. V / 82 |
| |) | |
| RAYMOND LAMANTIA, |) | |
| |) | |
| Respondent. |) | |

**EMERGENCY MOTION FOR PROTECTION OF JUDGMENT
INTERESTS AND BEST INTERESTS OF MINOR CHILD**

This matter comes before the court on an emergency motion by the Petitioner, BETH CARON, by and through her attorney, Aaron T. Korson, Esq. of Chicago Family and Immigration Services, LLC d/b/a Chicago Family Attorneys, LLC against Respondent, RAYMOND LAMANTIA, and pursuant to Cook County local court rules, Cook County Administrative Order, 750/5-503(g), 735 ILCS 5/12-101, 50 ILCS 46/802, 750 ILCS 750 ILCS 5/505(b), 750 ILCS 5/710(e) and states:

JURISDICTION AND VENUE

1. This matter was filed in Cook County on December 15th, 2020.
2. The respondent reside in Cook County and this Honorable Court has retained jurisdiction and venue over this matter.
3. There is no dispute as to the proper jurisdiction or venue at this time.

BACKGROUND

1. This matter comes before the court on an emergency basis due to irreparable harm that will occur against the interests, rights, and best interests of the minor child, M.L. and against the interests and rights of Petitioner, BETH CARON.
2. This matter was originally filed on December 15th, 2020.

3. Respondent, RAYMOND, currently owes and has a judgment against him for child support, attorney's fees, and sanctions totaling \$31,749.00 with an ongoing amount of \$100 a day accruing for his wilful contempt and further attorney's fees are still pending at this time. (Please see attached Exhibit 1 and Exhibit 2)
4. RAYMOND has been found in contempt of court six times within a two year period due to his wilfull actions of refusing to pay timely child support and his refusal to participate in allowing child support to be calculated fairly with his tax returns. (Please see attached the most recent Exhibit 3 and Exhibit 4)
5. Illinois courts have held that a trust may be established for the best interests of a child pursuant to Section 503(g) of the Illinois Marriage and Dissolution of Marriage Act.
6. Counsel for Petitioner has found assets belonging to RAYMOND in what they believe to be totaling more than \$1,000,000 in revenue over the last two years. (Please see attached Exhibit 5 available for in camera review)
7. Although Raymond Lamantia has received this income, he has diminished the value of the accounts to \$400,000.
8. RAYMOND has had foreclosure matters pending before and he has paid a lump sum of \$150,000 although he was fully capable of paying the mortgage. (Please see attached Exhibit 6)
9. It is now found that another foreclosure action is pending and sale of the property is to occur on June 21st, 2023 to satisfy a judgment of \$263,292.00. (Please see attached Exhibit 7)
10. Should RAYMOND pay the outstanding fees on the amount owed, the accounts found by Petitioner's counsel would be reduced by more than half. In addition, the ability for

counsel to have assets held to satisfy the judgments owed to the Petitioner and her son would create a sincere hardship as locating assets has taken more than 9 months of work by counsel and counsel's resources.

11. Without court intervention, it is very possible that the minor child in this case may have his interests and the interests of Petitioner completely diminished due to RAYMOND's behavior and willful contempt.
12. The issues set forth are an emergency because Raymond Lamantia has not only continuously deprived his son of the ability to gain proper child support, but he is now diminishing his net worth frivolously in an attempt to avoid payment of child support to the Petitioner in this matter.
13. The erratic behavior and disregard for his own child does not stop merely at frivolous waste and non-compliance of court. RAYMOND has gone so far as to take funds from the minor child in this case for his own personal use.
14. RAYMOND has taken what is believed to be treasury bonds equaling \$6,000 in value that were being held for the minor child and cashed them.
15. Now that a judgment has been entered against Raymond, the interests of the minor child and the Petitioner are at risk.
16. Not only does RAYMOND owe these funds, but it is in the best interest of his son to have funds set aside for him due to the behavior and sixth contempt finding against him.

TRUST UNDER IMDMA ILCS 750/5-503(g)

17. Illinois courts have held that a court may protect and promote the best interests of children within a matter by creating a separate fund or trust for the minor children in a case.

18. This request is not an abnormal operation of law and circumstances in which a trust or separate fund may be created have been outlined in *In re Marriage of Steffen*.

Section 503(g) of the Illinois Marriage and Dissolution of Marriage Act states that a court, if necessary to protect and promote the best interests of the children, may set aside a portion of the jointly or separately held estates of the parties in a separate fund or trust for the support, maintenance, education, and general welfare of any minor, dependant, or incompetent child of the parties. Ill. Rev. Stat. ch. 40, para. 503(g) (1991) In re Marriage of Steffen, 253 Ill. App. 3d 966, 967

19. RAYMOND has demonstrated that he has avoided child support issues to the best of his ability by refusing to participate in these proceedings and having been found in contempt of court six times.

20. To this day, RAYMOND owes sanctions at \$100 a day for failure to supply tax returns that have been requested repeatedly.

21. Although RAYMOND has more than enough funds to pay not only the diminished amount of child support, but a true and just amount based on the last two years of earnings, RAYMOND has still denied the Petitioner and their son a fair hearing on child support.

22. Illinois courts have held that a need for protection arises when an obligor is either unwilling or unable to make child support payments. *Hobson (220 Ill. App. 3d at 1014, 581 N.E.2d at 393-94) and Harsy (193 Ill. App. 3d at 422, [*970] 549 N.E.2d at 348)*.

23. Additionally, Illinois Appellate Courts have held that the existence of a substantial arrearage by the obligor spouse is a sufficient showing of a need even though the obligor

may not be found in contempt of court. *Gocal, 216 Ill. App. 3d at 224-25, 576 N.E.2d at 948-49.*

24. Not only is RAYMOND diminishing the assets that he has access to at a rate to deny a just analysis of child support, but he has repeatedly failed to pay child support and has been found in contempt of court.
25. A need to protect the best interests of the minor child is substantial in this matter and RAYMOND has managed to stand in the way of fairness and justice at every turn throughout this proceeding.
26. At the beginning of the matter, RAYMOND did not have a substantial change in circumstances, but when RAYMOND started receiving income that was \$700,000 or more for the sale of his insurance agency and Petitioner was forced to move due to concerns over RAYMOND's actions a substantial change in circumstances occurred and adjustments to child support should have been fairly adjudicated had RAYMOND supplied his tax returns.
27. Without these tax returns, counsel cannot justifiably file a request for modification for potential issues with Rule 137 sanctions and the duty that a pleading must be true and accurate before the court.
28. Now that a substantial judgment has been found against RAYMOND, an interest that is more than likely to be diminished by RAYMOND's repeated and ongoing contempt of court is present.
29. Without court intervention, not only will Petitioner and the child within this matter suffer irreparable harm, but they will once again be denied their fair and equitable legal rights to just child support granted to them through the Illinois courts and legislature.

WHEREFORE, Petitioner, BETH CARON, prays that this Honorable Court enter a judgment for the following relief:

- A. That a trust be created in the best interest of the minor child based upon this court's calculation of what is just, and fair given the Respondent, RAYMOND LAMANTIA's income that has been presented before this Honorable Court.
- B. That Fidelity/U.M.B Bank be ordered to immediately hold and remit the funds from RAYMOND LAMANTIA's liquid assets to satisfy the best interests of the minor child.
- C. That any remaining funds not included in the court's calculation be remitted for free use by RAYMOND LAMANTIA.
- D. For all attorney's fees including the most recent contempt proceedings and the attorney's fees incurred for this matter to be remitted to Petitioner's counsel for outstanding costs and fees incurred by Petitioner's representation, instanter.
- E. Any and all other relief that this Honorable Court find just and equitable.

**PROPERTY LIEN FOR OUTSTANDING
JUDGMENT AND FEES INCURRED PURSUANT TO 735 ILCS
5/12-101 AND/OR TURNOVER OF FUNDS PURSUANT TO LIEN BY
OPERATION OF LAW**

- 30. Petitioner reincorporates paragraphs 1 through 29 of this emergency motion and states the following:
- 31. To protect the interests of the minor child and the outstanding fees and costs that have been incurred and ordered by this Honorable Court, a judgment lien of the property located at 218 North East Avenue, Park Ridge, IL 60068 should be entered on the property.
- 32. This property is a significant asset held by RAYMOND LAMANTIA and is subject to loss due to RAYMOND LAMANTIA's lack of payments although he is more than

solvent to pay the ongoing fees according to the Fidelity accounts reviewed by Petitioner's counsel.

33. RAYMOND has previously stopped foreclosure proceedings last minute by sending \$150,000 to another mortgage company and RAYMOND's acts are likely to create a hardship in which the Petitioner and the minor child will never be able to collect their judgment given the rapid expenditures RAYMOND has made over the last two years.

34. Section *735 ILCS 5/12-101* states the following:

“A judgment resulting from the entry of an order requiring child support payments shall be a lien upon the real estate of the person obligated to make the child support payments, but shall not be enforceable in any county of this State until a transcript, certified copy, or memorandum of the lien is filed in the office of the recorder in the county in which the real estate is located. support shall be a lien only as to and from the time that an installment or payment is due under the terms of the order.” 735 ILCS 5/12-101

35. The proper remedy to assist the minor child and Petitioner in this matter exists based upon 735 ILCS 5/12-101.

36. Additionally, *ILCS 505(d)* of the Illinois Marriage and Dissolution of Marriage Act provides the following:

“Each such judgment shall have the full force, effect and attributes of any other judgment of this State, including the ability to be enforced. Notwithstanding any other State or local law to the contrary, a lien arises by operation of law against the real and personal property of the obligor for each installment of overdue support owed by the obligor.” 750 ILCS 505 (d)

37. A lien already exists by operation of law, but court intervention is needed to have this lien included immediately with the already pending foreclosure judgment.

38. Since the minor child is not represented in this matter, it is the duty of the court to look for the best interests of the minor child. This Honorable Court has repeatedly made that effort and has done every effort to ensure that this child's rights and best interests are looked after.

39. Petitioner and her counsel request that this Honorable Court use its broad discretion to determine what is in the best interest of the minor child and evaluate that the minor child and the Petitioner have never been given a fair calculation on child support and that sanctions and prior judgments have been entered to try and make the Petitioner and child whole. Without the appropriate lien to be included in the foreclosure matter instant, the minor child and Petitioner are subject to a loss of remedy at law.

WHEREFORE, BETH CARON, by and through her attorney, Aaron Korson, request and pray that this Honorable Court grant the following relief:

- A. That this Honorable Court enter a judgment and lien against the property located at 218 North East Avenue, Park Ridge, IL 60068.
- B. For the Recorder of Deeds to enter this judgment with the outstanding foreclosure judgment and for fees and costs to be included with the foreclosure judgment's auction.
- C. All other relief that this Honorable Court finds just and equitable.

**ATTORNEY'S FEES AND COSTS PURSUANT TO
750 ILCS 46/802, 750 ILCS 750 ILCS 5/505(b), 750 ILCS 5/710(e)**

40. Petitioner reincorporates paragraphs 1 through 39 of this motion and states the following:

41. In addition to the child support, the Petitioner has incurred legal fees totaling \$21,612.85 to date, which RAYMOND has not paid. One payment of \$3,000 was made by RAYMOND, but it was promptly cancelled, resulting in fees for the Petitioner's counsel. It is worth noting that RAYMOND had several hundreds of thousands of dollars in his account.

42. These fees and costs are solely due to RAYMOND's continuous contempt to pay child support and failure to pay fees, and sanctions.

43. The Illinois Parentage Act provides under *750 LCS 46/802* the following relief:

"The court may assess filing fees, reasonable attorney's fees, fees for genetic testing, other costs, necessary travel expenses, and other reasonable expenses incurred in a proceeding under this Act. The court may award attorney's fees, which may be paid directly to the attorney, who may enforce the order in the attorney's own name." 750 LCS 46/802

44. Judgment for the outstanding attorney's fees and costs incurred by BETH to be included with the child support payments would be a fair and equitable cause. An affidavit of the Managing Partner, Aaron Korson, is attached.

45. In addition, attorney's fees have continuously risen due to the litigation required to pursue child support and the willful contempt of RAYMOND.

46. *750 ILCS 5/505(b)* states the following:

"Failure of either parent to comply with an order to pay support shall be punishable as in other cases of contempt." 750 ILCS 5/505(b)

47. *750 ILCS 5/710(e)* holds states the following as a remedy for contempt in civil litigation:

"The court may further assess against the payor any fees and expenses incurred in the enforcement of any order or the reasonable value thereof and may impose any penalty otherwise available to it in a case of contempt." 750 ILCS 5/710(e)

48. Additionally, it is well established in *ILCS 508(b)* that fees and costs for contempt proceedings are to be paid promptly for the reasonable fees and costs and of the attorney's fees. Specifically, *ILCS 508(b)* states the following:

"In every proceeding for the enforcement of an order or judgment when the court finds that the failure to comply with

the order or judgment was without compelling cause or justification, the court shall order the party against whom the proceeding is brought to pay promptly the costs and reasonable attorney's fees of the prevailing party. If non-compliance is with respect to a discovery order, the non-compliance is presumptively without compelling cause or justification, and the presumption may only be rebutted by clear and convincing evidence." 750 ILCS 508(b)

49. A prompt payment of all outstanding attorney's fees and costs incurred by Beth Caron and owed to her counsel is needed as of right.

WHEREFORE, BETH CARON, by and through her attorney, Aaron Korson, request that the following relief:

- A. An additional judgment for payment and turn over of fees for reasonable attorney's fees in relation to the child support proceedings and contempt proceedings in the amount of \$21, 612.85, instant.
- B. Payment for all outstanding attorney's fees no later than 30 days if the fees are not turned over by Fidelity or included in the foreclosure matter.
- C. Any and all other relief that this Honorable Court may find just.

Respectfully Submitted,
**CHICAGO FAMILY
ATTORNEYS, LLC**

By: /s/ Aaron T. Korson, Esq.
Attorney for Petitioner

Chicago Family Attorneys, LLC
53 W. Jackson Blvd. Ste. 752
Chicago, IL 60604
Firm No. 64286
(312) 210-9614
aaron.korson@chiattorney.com

AFFIDAVIT OF BETH CARON

1. I am Beth Caron, I am the Petitioner in the matter.
2. I have been subject to repeated late and outstanding payments and I have had to file multiple times against RAYMOND LAMANTIA who is the father of M.L. in this matter.
3. RAYMOND LAMANTIA has repeatedly failed to pay me child support or has made untimely child support payments.
4. Not once have we been able to hold a hearing on what the true child support amounts should be due to RAYMOND LAMANTIA's willful contempt.
5. Should another foreclosure matter occur, I am fearful that any and all funds that are owed to my minor son or should be owed to my minor son and held in his best interests may be diminished or extinguished.
6. I am also fearful that RAYMOND's willful contempt will continue to occur and I will have to owe attorney's fees that are outstanding which are more than \$21,000 in fees for the 98.10 hours of work and costs that have occurred due to litigation.
7. A judgment against RAYMOND LAMANTIA is in existence at this time and it is significant due to the repeated contempt proceedings.
8. Due to prior exhibits of RAYMOND's acts and willful contempt, I am fearful that judgment may have no effect as RAYMOND will soon become uncollectible.
9. For these reasons, I pray that this Honorable Court hear this matter and enter a just judgment.

VERIFICATION OF AFFIDAVIT AND EMERGENCY MOTION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this affidavit and this motion are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

Beth Caron
Beth Caron (Jun 14, 2023 17:56 EDT)

Affiant Beth Caron

**AFFIDAVIT OF AARON KORSON IN SUPPORT OF REQUESTS
FOR ATTORNEYS' FEES AND COSTS PURSUANT TO 750 ILCS
46/802, 750 ILCS 750 ILCS 5/505(b), 750 ILCS 5/710(e)**

I, Aaron T. Korson, being first duly sworn on oath, depose and state and do hereby certify that the statements set forth in this instrument are true and correct except as to matters therein stated to be upon information and belief, and as to such matters I certify that I verily believe the same to be true, and if called upon to testify, I would competently testify as follows:

1. I was the attorney-of-record for the Petitioner, BETH CARON, ("BETH"), in the above-entitled cause.
2. I have read the allegations as set forth in my motion and attest to their accuracy.
3. I am one of the attorneys and Managing Partner at Chicago Family & Immigration, LLC d/b/a Chicago Family Attorneys, LLC who has primarily responsible for BETH's representation. I am an experienced practitioner in matrimonial matters, and Chicago Family & Immigration, LLC d/b/a Chicago Family Attorneys, LLC is recognized as specialists in matrimonial litigation.
4. My customary and reasonable hourly rate is \$400.00 per hour. The rates of the other attorneys at Chicago Family & Immigration Services, LLC who may have worked on the case range from \$300.00 to \$400.00 per hour. The rates of paralegals who may have worked on the file are billed between \$100.00 - \$200.00 per hour.
5. Due to RAYMOND LAMANTIA's numerous findings of willful contempt and the underlying child support matter, attorney's fees and costs that have been incurred now total an outstanding amount of \$21,612.85 for which four attorneys have worked on the matter and three paralegals. The time spent is now at 98.10 hours.
6. These rates represent the customary charges for representation in such actions and are fair and reasonable in light of the attorneys' and paralegals' expertise and standards established by custom and usage in the community.
7. As of this filing, BETH has attorney's fees and costs due and owing in the amount of \$21,612.85.
8. Itemized statements for services rendered and costs incurred were generated and tendered to BETH on a monthly basis. Said statements set forth the specific dates, description of services and identity of the person rendering the services. The statements also itemize the nature and extent of the costs incurred during the applicable billing period. Copies of these statements are available for *in camera* review.
9. All of the time expended, and costs incurred by BETH's attorneys and staff were reasonably required to adequately represent her interest in this cause.

VERIFICATION OF AFFIDAVIT AND EMERGENCY MOTION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, 735 ILCS 5/1-109, the undersigned certifies that the statements set forth in this affidavit and this motion are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

/s/ Aaron T. Korson

Affiant Aaron T. Korson, Esq.
Managing Partner of Chicago Family Attorneys, LLC

EXHIBIT 1

4210 - Held In Contempt Of Court - Allowed
4437 - Law Enforcement Agency to Comply - Allowed
4676 - Party to Purge - Allowed
4309 - Bond Set At - Allowed
9203 - Stay Of Execution
4436 - Clerk's Office to Comply - Allowed

(Rev. 12/01/20) CCDR 0035 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, DOMESTIC RELATIONS DIVISION

THE MARRIAGE/CIVIL UNION OF

BETH CARON

PETITIONER

AND

RAYMOND LAMANTIA

RESPONDENT

NO: 2020D250037

CALENDAR: V/82

ORDER OF ADJUDICATION OF INDIRECT CIVIL CONTEMPT FOR
FAILURE TO PAY CHILD SUPPORT AND / OR ORDER OF COMMITMENT

This cause being heard this date pursuant to a rule to show cause directed to ☐ Petitioner ☒ Respondent to show cause, if any s/he has, why s/he should not be found in indirect civil contempt and sanctioned forthwith, for failure to comply with the Court's order entered on May 26, 2023, directing ☐ Petitioner ☒ Respondent to pay child support as heretofore set by the Court;

And the Petitioner appearing:

☐ in person and ☒ with counsel, and Respondent likewise appearing ☐ in person and ☐ with counsel;

And the Court, having heard the testimony of the parties and witnesses, together with all pleadings, exhibits, and arguments of counsel, and being fully advised in the premises, hereby finds that:

1. The Court has jurisdiction of the parties and subject matter;
2. On the 4th day of February, 2021, this Court entered an order directing the ☐ Petitioner ☒ Respondent to pay child support in the amount of \$ 2500
☐ weekly ☐ bi-weekly ☒ monthly ☐ bi-monthly.
3. As of the 3 day of May, 2023, Petitioner/Respondent is \$ 2913.02 in arrears of child support payments pursuant to said order as herein set forth;
4. The ☐ Petitioner ☒ Respondent has not given any legally sufficient reasons for failure to comply with said order, even though s/he had, and still has, the means to comply with said payment order, and that his/her failure to comply with said order is willful and contumacious;
5. The conduct of the ☐ Petitioner ☒ Respondent has defeated and impaired the rights and interests of the ☒ Petitioner ☐ Respondent and has further impeded and obstructed the Court in its administration of justice; and

(OVER)

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 1

(Rev. 12/01/20) CCDR 0035 B

IT IS THEREFORE ORDERED AND ADJUDGED that the ☐ Petitioner ☐ Respondent :

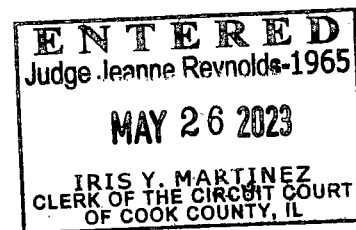
4210 ☒ Is hereby found and declared to be in indirect civil contempt of Court for willful failure to obey the Court's order as herein stated;

4437, 4676 ☒ Is ordered committed to the Cook County Jail, there to remain until s/he shall have purged her/himself of
4309 contempt by posting \$ 2913.02 cash bond and/or and pays all sanctions owed
accruing at \$100.00 a day by prior order, tenders the last three years of tax returns, and pays all outstanding attorney's fees
or until s/he is otherwise discharged by due process of law.

9203, 4676 ☐ Commitment is stayed until _____, _____, ☐ Petitioner ☐ Respondent may purge the contempt by posting \$ _____ with the Clerk of the Circuit Court.

4436 ☒ The Clerk of the Court is directed to prepare a certified copy of this Order and submit same to the Sheriff of Cook County.

☐ Sanctions have accrued at \$100 a day. The total due for sanctions to purge is \$24,200. Fees owed to counsel per prior order are \$4,636.48. Purge amount is set at \$31,749.50.



Atty. No.: 64286

Name: Aaron T. Korson

Atty. for: Beth Caron

Address: 53 W. Jackson Blvd. 752

City/State/Zip: Chicago IL 60604

Telephone: 3122109614

May 26, 2023

Entered: _____, _____

Jeanne M. Reynolds #1965

Judge

Judge's No.

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 2

4210 - Held In Contempt Of Court - Allowed
4437 - Law Enforcement Agency to Comply - Allowed
4676 - Party to Purge - Allowed
4309 - Bond Set At - Allowed
9203 - Stay Of Execution
4436 - Clerk's Office to Comply - Allowed

(Rev. 12/01/20) CCDR 0032 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, DOMESTIC RELATIONS DIVISION

IN RE: THE MARRIAGE/CIVIL UNION OF

BETH CARON

PETITIONER

AND

RAYMOND LAMANTIA

RESPONDENT

NO: 2020 D2 50037

CALENDAR: V/82

ORDER OF ADJUDICATION OF INDIRECT CIVIL CONTEMPT AND / OR
ORDER OF COMMITMENT

This cause being heard this date pursuant to a rule to show cause directed to

RAYMOND LAMANTIA (hereinafter "contemnor") to show cause, if any s/he has,
(name)

why s/he should not be found in indirect civil contempt and sanctioned forthwith, for failure to comply with the Court's
order entered on 7/15/22 & 8/17/2022, directing contemnor to Pay \$1,561.15 in arrearage, tender
tax returns and financial affidavit, and appear for hearing in person on September 27, 2022

And the Petitioner/Respondent appearing:

☒ in person and ☒ with counsel, and the contemnor likewise appearing ☐ in person and ☐ with counsel;

And the Court, having heard the testimony of the parties and witnesses, together with all pleadings, exhibits, and
arguments of counsel, and being fully advised in the premises, hereby finds that:

1. The Court has jurisdiction of the parties and subject matter;
2. On the 15th day of July, 2022 this Court entered an order directing the
contemnor to Pay \$1,561.15 in arrearage, tender tax returns
On the 17th day of August, 2022 this Court entered an Order directing the contemnor to tender a completed
financial affidavit and appear for hearing in person on September 27, 2022.
3. As of the 27th day of September, 2022, contemnor has failed to:
Pay \$1,561.15 in arrearage, tender tax returns and financial affidavit, and appear for hearing in
person on September 27, 2022, and has now incurred \$2,700 in fines for his nonpayment.

(OVER)

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 2

(Rev. 12/01/20) CCDR 0032 B

4. The contemnor has not given any legally sufficient reasons for failure to comply with said order, even though s/he had, and still has, the means to comply with said order, and that contemnor's failure to comply with said order is willful and contumacious;
5. The conduct of the contemnor has defeated and impaired the rights and interests of the Petitioner/Respondent and has further impeded and obstructed the Court in its administration of justice; and

IT IS THEREFORE ORDERED AND ADJUDGED that the contemnor:

4210 ☒ Is hereby found and declared to be in indirect civil contempt of Court for willful failure to obey the Court's order as herein stated;

4437 ☒ Is ordered committed to the Cook County Jail, there to remain until s/he shall have purged him/herself of contempt by:

Pay the Petitioner the sum of \$1,561.15 ; tender a completed financial Affidavit with his last three years of federal

and state income tax returns with all schedules and w-2's/1099's and last five pay stubs to ereed@chiattorney.com;

pay an additional \$2,700.00 to Petitioner's counsel, all to be done by 5:00 p.m. CST on 10/5/22

9203 ☒ Commitment is stayed until 10/6/22, 2022 s/he purges the contempt by
4676 posting \$ 4,261.15 with the Clerk of the Circuit Court.

4436 ☒ The Clerk of the Court is directed to prepare a certified copy of this Order and submit same to the Sheriff of Cook County.

☐

Atty. No.: 64286

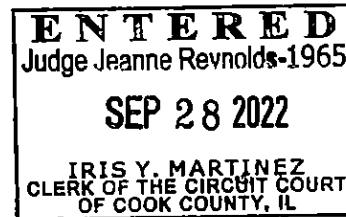
Name: Chicago Family Attorneys, LLC

Atty. for: Petitioner

Address: 53 W. Jackson Blvd. Ste. 752

City/State/Zip: Chicago, IL 60604

Telephone: (312) 210- 9614



Entered: September 28, 2022

Jeanne M. Reynolds #1965
Judge

Judge's No.

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 3

Return Date: No return date scheduled

All Domestic Relations cases will be heard by phone or video.

Go to <http://www.cookcountycourt.org/LinkClick.aspx?fileticket=G7A8KAcSi8E%3d&portalid=0>

to get more information and Zoom Meeting IDs.

Remote Court Date: No hearing scheduled

FILED

8/5/2022 1:48 PM

IRIS Y. MARTINEZ

CIRCUIT CLERK

COOK COUNTY, IL

2020D250037

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT - DOMESTIC RELATIONS DIVISION

IN RE: THE SUPPORT OF)

BETH CARON,)

Petitioner,)

and)

RAYMOND LAMANTIA,)

Respondent.)

Case No. 2020 D2 50037

Cal.: X / 84

PETITION FOR ADJUDICATION OF INDIRECT CRIMINAL CONTEMPT AGAINST RAYMOND LAMANTIA

NOW COMES the Petitioner, BETH CARON (“Beth”), by and through her attorneys, CHICAGO FAMILY ATTORNEYS, NFP, pursuant to Section 508(b) of the Illinois Marriage and Dissolution of Marriage Act (“IMDMA”) (750 ILCS 5/508(b)), Cook County Local Court Rule 13.8, and this Court’s inherent powers, and respectfully petitions this Honorable Court to enter an Order adjudicating Respondent, RAYMOND LAMANTIA (“Raymond”) in indirect criminal contempt of this Honorable Court for his criminally contumacious actions to fraudulently misrepresent material facts. In support of her Petition, Beth respectfully states as follows:

PROCEDURAL HISTORY

1. On February 4, 2021, this Court entered a Uniform Order for Support, requiring Raymond to pay \$2,500.00 per month in unallocated child support to Beth to support the parties’ one (1) minor child, namely: Max Lamantia, born November 2007, currently fourteen (14) years old. A copy of the Uniform Order of Support which is attached hereto as **Exhibit A**.

EXHIBIT 3

2. Raymond has a **significantly notorious** history of failure to comply with this Court's Orders, which has forced Beth to **file five (5) Petitions for Rule and Adjudication of Indirect Civil Contempt**. Below is a summary of Beth's five (5) contempt petitions:

- a. On, September 21, 2021, Beth filed a Petition for Rule to Show Cause and For Finding of Indirect Civil Contempt ("First Petition for Rule"). A copy of the First Petition for Rule is incorporated herein by reference only as **Exhibit B**.
- b. Raymond has **repeatedly** failed to tender his Financial Affidavit and supporting documentation in direct violation of the December 14, 2021 Order, which previously delayed the adjudication of Beth's Motion for Temporary and Permanent Contribution to Child-Related Expenses filed on January 24, 2022. Beth was again forced to file another Verified Petition for Rule to Show Cause and Adjudication of Indirect Civil Contempt ("Second Petition for Rule") for Raymond's failure to tender his Financial Affidavit and supporting documentation and to maintain health insurance for the minor child. To this day, Raymond never produced a financial affidavit or any supporting documentation. A copy of the Second Petition for Rule is incorporated herein by reference only as **Exhibit C**.
- c. On February 7, 2022, Beth filed her Third Petition for Rule to Show Cause and Adjudication of Indirect Civil Contempt as Raymond failed to pay child support by January 25, 2022 in the amount of \$2,500.00, which further incurred a \$500.00 delinquency payment. A copy of Beth's Third Petition for Rule is incorporated herein by reference only as **Exhibit D**.

EXHIBIT 3

- d. On May 11, 2022, Beth filed her Fourth Petition for Rule to Show Cause and Adjudication of Indirect Civil Contempt for Raymond's failure to comply with the February 4, 2021 and the March 31, 2022 Agreed Orders. Specifically, Beth's Fourth Petition for Rule concerned Raymond's (1) failure to pay child support; (2) failure to pay child-related expenses, and (3) failure to execute passport documentation for the minor child. A copy of the Fourth Petition for Rule is incorporated herein by reference only as **Exhibit E**.
- e. On July 15, 2022, this Court entered into an Order of Adjudication of Indirect Civil Contempt and/or Order of Commitment ("Order") finding Raymond in indirect civil contempt of court for his failure to pay child support, child-related expenses, and execute required passport documentation for the minor child.
- f. On August 4, 2022, due solely to Raymond's non-compliance, Beth was forced again to file her **Fifth Petition for Rule to Show Cause and Adjudication of Indirect Civil Contempt for Raymond's (1) failure to pay his \$1,561.15 in arrearages, (2) failure to execute passport documentation, and (3) failure to tender tax returns and supporting documentation**. A copy of Beth's Fifth Petition for Rule is incorporated herein by reference only as **Exhibit F**.

LEGAL STANDARD

3. Cook County Local Court Rule 13.8 provides that:
- (i) Initiation – All requests for Rule to Show Cause, Adjudication of Indirect Criminal Contempt or Indirect Civil

EXHIBIT 3

Contempt must be in writing, must specifically identify the order or provision alleged to have been violated, and must be properly served on the responding party.”

4. Illinois courts have long since been vested with “an inherent power to punish for contempt as an essential incident to the maintenance of their authority and the proper administration and execution of their judicial powers.” *People v. Javaras*, 51 Ill.2d 296, 299, 281 N.E.2d 670, 671 (1972).

5. The intent of a civil contempt proceeding is to obtain compliance with a court’s order or judgment. *People v. I.W.I. Inc.*, 176 Ill.App. 3d 951 at 955 (1st Dist. 1988). Contempt can be either indirect or direct. Contumacious conduct that occurs in the physical presence of the judge or while the court is performing its judicial functions is characterized as direct contempt, whereas contumacious conduct occurring outside the presence of the judge is indirect contempt. *Id* at 955, 1005.

6. If contempt sanctions are imposed for coercive purposes, to compel the contemtor to perform a particular act, the contempt is civil in nature. *In re Marriage of Betts*, 146 Ill.Dec. 441 at 443. In contrast, if contempt sanctions are imposed for the purpose of punishing past misconduct, the contempt is criminal in nature. *People v. L.A.S.*, 111 Ill.2d 538, 534 (1986).

7. The conduct which may be punished by means of criminal contempt proceedings covers the entire gamut of disrespectful, disruptive, deceitful, and disobedient acts (or failures to act) which affect judicial proceedings. *Betts*, 146 Ill.Dec. 441.

8. “Indirect criminal contempt proceedings must generally conform to the same constitutionally mandated procedural requirements as other criminal proceedings. One charged with indirect criminal contempt is entitled to know the nature of the charge against him, to have it definitely and specifically set forth by citation or rule to show cause, and have an opportunity to

EXHIBIT 3

answer...Indirect criminal contempt charges may be prosecuted by either the State's Attorney, counsel for a litigate, or *amicus curiae* appointed by the court." *Id.*

9. In *In re Marriage of Betts*, the husband's practice of refusing to make child support payments until after contempt proceedings were commenced constituted sufficient basis for punishing him for indirect criminal contempt. *Id.*

ARGUMENT

10. Raymond has knowingly, willfully, and without justification repeatedly failed to pay child support and child-related expenses and to comply with other provisions of Orders entered by this Honorable Court until after indirect civil contempt proceedings have commenced.

11. Beth and her counsel have attempted to resolve disputes directly with Raymond to ensure compliance and no further contempt proceedings; however, Raymond fails to communicate with Beth and her counsel.

12. This Court has repeatedly issued Rules to Show Cause against Raymond for failure to comply with Orders and subsequently schedules contempt hearings against Raymond. Every single time, Raymond either fully or partially complies with the Order to pay child support or a child-related expenses within minutes before the contempt hearing.

13. This Court has already ordered Raymond to pay \$3,500.00 in attorneys' fees to counsel for Beth pursuant to Section 508(b) and has another forthcoming hearing on additional attorneys' fees and costs pursuant to Section 508(b).

14. It is clear that forcing Raymond to pay Beth's attorneys' fees and costs pursuant to Section 508(b) as a result of his contemptuous failures to repeatedly not comply with Orders is not sufficient to redirect or coerce Raymond to comply with Orders as Raymond is financially well-off.

EXHIBIT 3

15. No amount of adjudications of indirect civil contempt will coerce Raymond to comply and no amount of attorneys' fees and costs payable to Beth's counsel will coerce Raymond to comply.

16. Beth cannot financially afford to continue to retain counsel just to enforce this Court's Orders, some of which Raymond has agreed to and subsequently violates.

17. As Raymond's willful actions have already occurred and based on Raymond's notorious history of failure to comply with Orders of this Court will continue to occur, Beth seeks to hold Raymond in indirect criminal contempt for the purpose of punishing his past willful misconduct, namely his repeated failure to pay child support and child related expenses until after contempt proceedings have commenced. As such, the contempt in this matter is criminal in nature.

18. Due to Raymond's historic refusal to abide by this Court's orders, only punitive relief by this Honorable Court is appropriate.

19. The only relief remaining in this Honorable Court's equitable powers is to find Raymond in indirect criminal contempt of court and sentence him to incarceration in the Cook County Jail.

WHEREFORE, the Petitioner, BETH CARON, by and through her attorneys, CHICAGO FAMILY ATTORNEYS, LLC, respectfully requests this Honorable Court grant the following relief:

A. For entry of an Order finding RAYMOND LAMANTIA in indirect criminal contempt;

B. For entry of an Order imposing an appropriate sentence of incarceration to the Cook County Jail against RAYMOND LAMANTIA for his repeated criminally contumacious behavior;

C. For entry of an Order imposing an appropriate sanction against RAYMOND

EXHIBIT 3

LAMANTIA for his repeated criminally contumacious behavior to not pay child support or child-related expenses until after contempt proceedings have commenced;

D. For entry of an Order awarding attorneys' fees and costs to BETH CARON for the preparation, presentation, and litigation of this instant Petition; and

D. For any such other further relief that this Court deems equitable and just.

Respectfully submitted,
CHICAGO FAMILY ATTORNEYS, LLC

Jason A. Pica

Attorneys for Petitioner

Jason A. Pica II
CHICAGO FAMILY ATTORNEYS, LLC
Attorneys for Petitioner
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Chicago, Illinois 60604
(312) 210-9614
Firm Code: 64286
jpica@chiattorney.com

EXHIBIT 3

VERIFICATION BY CERTIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Illinois Code of Civil Procedure, the undersigned certified that the statements set forth in the *Petition for Adjudication of Indirect Criminal Contempt Against Raymond Lamantia*, are true and correct except as to matters therein stated to be on information and belief, and as to such matters, the undersigned certified as aforesaid that she verily believes the same to be true.

/s/ Beth Caron

BETH CARON

EXHIBIT 4

Return Date: No return date scheduled

All Domestic Relations cases will be heard by phone or video.

Go to <http://www.cookcountycourt.org/LinkClick.aspx?fileticket=G7A8KAcSi8E%3d&portalid=0>

to get more information and Zoom Meeting IDs.

Remote Court Date: 5/22/2023 9:45 AM - 9:50 AM

FILED

5/3/2023 1:50 PM

IRIS Y. MARTINEZ

CIRCUIT CLERK

COOK COUNTY, IL

2020D250037

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, DOMESTIC RELATIONS DIVISION

IN RE: THE SUPPORT OF)

BETH CARON,)

Petitioner,)

and)

RAYMOND LAMANTIA,)

Respondent.)

Case No. 2020 D2 50037

Cal.: V / 82

SIXTH PETITION FOR RULE TO SHOW CAUSE AND ADJUDICATION OF INDIRECT CRIMINAL CONTEMPT

NOW COMES the Petitioner, BETH CARON (“Beth”), by and through her attorneys, CHICAGO FAMILY ATTORNEYS, LLC, pursuant to Section 508 of the Illinois Marriage and Dissolution of Marriage Act (“IMDMA”) (750 ILCS 5/508(b)) and Cook County Local Court Rule 13.8, and respectfully petitions this Honorable Court to issue a Rule to Show Cause against the Respondent, RAYMOND LAMANTIA (“Raymond”), compelling him to show cause, if any he can, why he should not be held in indirect civil contempt of court for his willful and contemptuous failure to comply with the Order entered on September 28, 2022. In support of her Petition, Beth respectfully states as follows:

FACTS COMMON TO ALL COUNTS

1. On September 28, 2022, this Court entered into an Order finding Raymond in direct civil contempt of court for his failure to pay child support, child-related expenses, and execute required passport as **Exhibit A**.

EXHIBIT 4

COUNT I FAILURE TO PAY \$1,561.15 IN ARREARAGE

2. Beth restates and realleges the allegations contained in the paragraphs above.

3. The Order states the following, in relevant part:

“Raymond shall pay the sum of \$1,561.15 by 5:00 p.m. on October 5, 2022. That Raymond is ordered to pay additional \$2,700.00 in sanctions for his failure to provide financial information as previously ordered.” A separate Order of Adjudication of Indirect Civil Contempt shall be entered by separate Order.”
(See **Exhibit A**).

4. As of the date of the filing of this Petition, Raymond has not paid to Beth any portion of the amount of \$1,561.15 required to purge himself of contempt of the September 28, 2022 Order.

5. As of the date of the filing of this Petition, Raymond has not paid the required \$1,561.15 by 5:00 p.m. on October 5, 2022.

6. Raymond is in contempt of court when he willfully violates an order of the court. *In re Marriage of Hartian*, 222 Ill. App. 3d 566 (1st Dist. 1991).

7. Raymond bears the burden of proving that compelling cause or justification for his noncompliance exists. *In re Marriage of McGuire*, 305 Ill. App. 3d 474, 481 (5th Dist. 1999).

8. Raymond’s actions are willful, and his failure to comply with the terms of the Order are without legal cause or justification.

9. Section 508(b) of the IMDMA provides in pertinent part that:

“In every proceeding for the enforcement of an order or judgement when the court finds that the failure to comply with the order or judgment was without compelling cause of justification, the court shall order the party against who the proceeding is brought to pay promptly the costs and reasonable attorney’s fees of the prevailing party.”

750 ILCS 5/508(b) (Emphasis added)

EXHIBIT 4

10. Raymond's failure to comply with the September 28, 2022 Order is only the latest instance in a long line of refusals to comply with this Court's orders.

11. Time and again, Raymond's consistent noncompliance has forced Beth to repeatedly and necessarily incur reasonable attorney's fees and costs in connection with the preparation, presentation and litigation of this Petition.

12. Raymond's failure to comply with the September 28, 2022 Order is willful and contumacious, and without compelling cause or justification.

13. A Rule to Show Cause should issue against Raymond, requiring him to show cause, if any he can, why he should not be held in indirect contempt of this Honorable Court for his refusal to comply with the September 28, 2022 Order.

14. This Honorable Court should order Raymond to pay Beth's attorneys' fees and costs made necessary by the preparation, presentation, and litigation of this Petition pursuant to Section 508(b) of the IMDMA.

WHEREFORE, the Petition, BETH CARON, by and through her attorneys, CHICAGO FAMILY ATTORNEYS, LLC, respectfully requests that this Honorable Court grant her the following relief:

- A. For a Rule to issue, requiring Respondent, RAYMOND LAMANTIA, to show cause, if any he can, why he should not be held in indirect civil contempt of Court for his failure to comply with the September 28, 2022 Order;
- B. For entry of an Order finding that the failure of RAYMOND LAMANTIA to comply with the September 28, 2022 Order to be willful and contumacious and/or without compelling cause or justification;

EXHIBIT 4

- C. For the entry of an Order finding RAYMOND LAMANTIA in indirect civil contempt of Court and that a Body Attachment/Order of Commitment be entered against RAYMOND LAMANTIA, committing him to the custody of the Cook County Sheriff's Department and that a purge be set on the contempt as full compliance with the September 28, 2022 Order and impose conditions upon RAYMOND LAMANTIA's future compliance;
- D. For entry of an Order finding RAYMOND LAMANTIA to pay all of the attorneys' fees and costs incurred by BETH CARON in connection with the enforcement of this Court's Orders; and
- E. For such other and further relief that this Honorable Court deems equitable and just.

COUNT II **FAILURE TO TENDER TAX RETURNS**

15. Beth restates and realleges the allegations contained in the paragraphs above.
16. The September 28, 2022 Order also stated the following:
- “Raymond shall tender a fully completed Financial Affidavit and attach his last three years of federal and state income tax returns with all appropriate schedules and w-2's/100's and last five pay stubs to counsel for the Petitioner at ereed@chiattorney.com by 5:00 p.m. CST on Wednesday October 5, 2022.
- (See **Exhibit A**)
17. As of the date of filing this Petition, Raymond has failed to tender to Beth or her counsel any copies of the last three (3) years of his tax returns with all attachments and schedules.”
18. A Rule to Show Cause should issue against Raymond, requiring him to show cause, if any he can, why he should not be held in indirect civil contempt of this Honorable Court for his

EXHIBIT 4

failure to tender full and complete copies of his last three (3) years of tax returns with all attachments and schedules in compliance with the September 28, 2022 Order.

19. Upon the return of the Rule to Show Cause, this Honorable Court should find Raymond in indirect civil contempt for his failure to tender full and complete copies of his last three (3) years of tax returns with all attachment and schedules.

20. This Honorable Court should set Raymond's purge on contempt by way of, but not limited to, a full compliance with the September 28, 2022 Order to tender his tax returns that this Court impose additional conditions upon Raymond's future failure to comply with this Court's Orders.

21. Raymond is in contempt of court when he willfully violates an order of the court. *In re Marriage of Hatian*, 222 Ill. App. 3d 566 (1st Dist. 1991).

22. Raymond bears the burden the burden of proving that compelling cause or justification for his noncompliance exists. *In re Marriage of McGuire*, 305 Ill. App. 3d 4774, 481 (5th Dist. 1999).

23. Raymond's actions are willing, and his failure to comply with the terms of the Order is without legal cause or justification.

24. Section 508(b) of the IMDMA provides in pertinent part that:

“In every proceeding for the enforcement of an order or judgment when the court finds that the failure to comply with the order or judgment was without compelling cause of justification, the court shall order the party against who the proceeding is brought to pay promptly the costs and reasonable attorney's fees of the prevailing party.”

750 ILCS 5/508(b) (Emphasis added)

25. By virtue of Raymond's failure to tender full and complete copies of tax returns with all attachments and schedules, Beth has necessarily incurred additional

EXHIBIT 4

attorneys' fees and costs in connection with the preparation, presentation, and litigation of this Petition. This Honorable Court should order Raymond to pay Beth's attorneys' fees and costs made necessary by the preparation, presentation, and litigation of this Petition pursuant to Section 508(b) of the IMDMA.

WHEREFORE, the Petitioner, BETH CARON, by and through her attorneys, respectfully requests that this Honorable Court grant her the following relief:

- A. For a Rule to issue, requiring RAYMOND LAMANTIA to show cause, if any he can, why he should not be held in indirect civil contempt of court for his failure to comply with the September 28, 2022 Order;
- B. For the entry of an Order finding that the failure of RAYMOND LAMANTIA to comply with September 28, 2022 Order to be willful and contumacious and/or without compelling cause of justification;
- C. For the entry of an Order finding that the failure of RAYMOND LAMANTIA in indirect civil contempt of Court and that a Body Attachment/Order of Commitment be entered against RAYMOND LAMANTIA, committing him to the custody of the Cook County Sheriff's Department and that a purge be set on the contempt as full compliance with the September 28, 2022 Order and impose conditions upon RAYMOND LAMANTIA's future compliance;
- D. For an entry of an order requiring RAYMOND LAMANTIA to pay all of the attorneys' fees and costs incurred by BETH CARON in connection with the enforcement of this Court's Orders; and
- E. For such other and further relief that this Honorable Court deems equitable and just.

EXHIBIT 4

COUNT III FAILURE TO PAY AN ADDITIONAL \$2,700 IN SANCTIONS

1. Beth restates and realleges the allegations contained in the paragraphs above.
2. The September 28, 2022 Order also stated the following:

“Raymond shall tender a fully completed Financial Affidavit and attach his last three years of federal and state income tax returns with all appropriate schedules and w-2’s/100’s and last five pay stubs to counsel for the Petitioner at creed@chiattorney.com by 5:00 p.m. CST on Wednesday October 5, 2022.

“Raymond is ordered to pay an additional \$2,700.00 in sanctions for his failure to provide financial information as previously ordered to Counsel for the Petitioner by 5:00 p.m. on Wednesday October 5, 2022. Raymond will incur an additional \$100.00 per day after Wednesday October 5, 2022 if he fails to comply with #2 of this Order.

(See **Exhibit A**)

3. As of the date of filing this Petition, Raymond has failed to tender to Beth or her counsel any copies of the last three (3) years of his tax returns with all attachments and schedules.
4. A Rule to Show Cause should issue against Raymond, requiring him to show cause, if any he can, why he should not be held in indirect civil contempt of this Honorable Court for his failure to tender full and complete copies of his last three (3) years of tax returns with all attachments and schedules in compliance with the September 28, 2022 Order.
5. Upon the return of the Rule to Show Cause, this Honorable Court should find Raymond in indirect civil contempt for his failure to tender full and complete copies of his last three (3) years of tax returns with all attachment and schedules.
6. This Honorable Court should set Raymond’s purge on contempt by way of, but not limited to, a full compliance with the September 28, 2022 Order to tender his tax returns

EXHIBIT 4

that this Court impose additional conditions upon Raymond's future failure to comply with this Court's Orders.

7. Raymond is in contempt of court when he willfully violates an order of the court. *In re Marriage of Hatian*, 222 Ill. App. 3d 566 (1st Dist. 1991).
8. Raymond bears the burden the burden of proving that compelling cause or justification for his noncompliance exists. *In re Marriage of McGuire*, 305 Ill. App. 3d 4774, 481 (5th Dist. 1999).
9. Raymond's actions are willing, and his failure to comply with the terms of the Order is without legal cause or justification.

WHEREFORE, the Petition, BETH CARON, by and through her attorneys, CHICAGO FAMILY ATTORNEYS, LLC, respectfully requests that this Honorable Court grant her the following relief:

- F. For a Rule to issue, requiring Respondent, RAYMOND LAMANTIA, to show cause, if any he can, why he should not be held in indirect civil contempt of Court for his failure to comply with the September 28, 2022 Order;
- G. For entry of an Order finding that the failure of RAYMOND LAMANTIA to comply with the September 28, 2022 Order to be willful and contumacious and/or without compelling cause or justification;
- H. For the entry of an Order finding RAYMOND LAMANTIA in indirect civil contempt of Court and that a Body Attachment/Order of Commitment be entered against RAYMOND LAMANTIA, committing him to the custody of the Cook County Sheriff's Department and that a purge be set on the contempt

EXHIBIT 4

as full compliance with the September 28, 2022 Order and impose conditions upon RAYMOND LAMANTIA's future compliance;

- I. For entry of an Order finding RAYMOND LAMANTIA to pay all of the attorneys' fees and costs incurred by BETH CARON in connection with the enforcement of this Court's Orders; and
- J. For such other and further relief that this Honorable Court deems equitable and just.

Respectfully Submitted,
**CHICAGO FAMILY
ATTORNEYS, LLC**

_____/s/Aaron T. Korson_____
Attorney for Petitioner

Aaron T. Korson
CHICAGO FAMILY ATTORNEYS, LLC
Attorneys for Petitioner
53 W. Jackson Blvd, Suite 752
Chicago, Illinois 60604
(312) 210-9614
Firm No.: 64286
aaron.korson@chiattorney.com

EXHIBIT 4

VERIFICATION BY CERTIFICATION

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief, and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Date: May 3, 2023

/s/ Aaron T. Korson

Aaron T. Korson

Aaron T. Korson
CHICAGO FAMILY ATTORNEYS, LLC
Attorneys for Petitioner
53 W. Jackson Blvd, Suite 752
Chicago, Illinois 60604
(312) 210-9614
Firm No.: 64286
aaron.korson@chiattorney.com

EXHIBIT 4

4210 - Held In Contempt Of Court - Allowed
4437 - Law Enforcement Agency to Comply - Allowed
4676 - Party to Purge - Allowed
4309 - Bond Set At - Allowed
9203 - Stay Of Execution
4436 - Clerk's Office to Comply - Allowed

(Rev. 12/01/20) CCDR 0032 A

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, DOMESTIC RELATIONS DIVISION

IN RE: THE MARRIAGE/CIVIL UNION OF

BETH CARON

PETITIONER

AND

RAYMOND LAMANTIA

RESPONDENT

NO: 2020 D2 50037

CALENDAR: V/82

ORDER OF ADJUDICATION OF INDIRECT CIVIL CONTEMPT AND / OR ORDER OF COMMITMENT

This cause being heard this date pursuant to a rule to show cause directed to

RAYMOND LAMANTIA (hereinafter "contemnor") to show cause, if any s/he has,
(name)

why s/he should not be found in indirect civil contempt and sanctioned forthwith, for failure to comply with the Court's order entered on 7/15/22 & 8/17/2022, directing contemnor to Pay \$1,561.15 in arrearage, tender tax returns and financial affidavit, and appear for hearing in person on September 27, 2022

And the Petitioner/Respondent appearing:

☒ in person and ☒ with counsel, and the contemnor likewise appearing ☐ in person and ☐ with counsel;

And the Court, having heard the testimony of the parties and witnesses, together with all pleadings, exhibits, and arguments of counsel, and being fully advised in the premises, hereby finds that:

1. The Court has jurisdiction of the parties and subject matter;
2. On the 15th day of July, 2022 this Court entered an order directing the contemnor to Pay \$1,561.15 in arrearage, tender tax returns
On the 17th day of August, 2022 this Court entered an Order directing the contemnor to tender a completed financial affidavit and appear for hearing in person on September 27, 2022.
3. As of the 27th day of September, 2022, contemnor has failed to:
Pay \$1,561.15 in arrearage, tender tax returns and financial affidavit, and appear for hearing in person on September 27, 2022, and has now incurred \$2,700 in fines for his nonpayment.

(OVER)

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 4

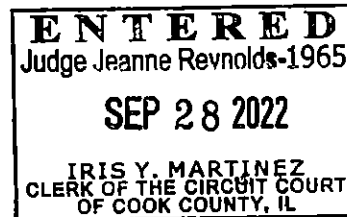
(Rev. 12/01/20) CCDR 0032 B

4. The contemnor has not given any legally sufficient reasons for failure to comply with said order, even though s/he had, and still has, the means to comply with said order, and that contemnor's failure to comply with said order is willful and contumacious;
5. The conduct of the contemnor has defeated and impaired the rights and interests of the Petitioner/Respondent and has further impeded and obstructed the Court in its administration of justice; and

IT IS THEREFORE ORDERED AND ADJUDGED that the contemnor:

- 4210 ☒ Is hereby found and declared to be in indirect civil contempt of Court for willful failure to obey the Court's order as herein stated;
- 4437 ☒ Is ordered committed to the Cook County Jail, there to remain until s/he shall have purged him/herself of contempt by:
Pay the Petitioner the sum of \$1,561.15 ; tender a completed financial Affidavit with his last three years of federal and state income tax returns with all schedules and w-2's/1099's and last five pay stubs to ereed@chiattorney.com;
pay an additional \$2,700.00 to Petitioner's counsel, all to be done by 5:00 p.m. CST on 10/5/22
- 9203 ☒ Commitment is stayed until 10/6/22, 2022 s/he purges the contempt by
4676 posting \$ 4,261.15 with the Clerk of the Circuit Court.
- 4436 ☒ The Clerk of the Court is directed to prepare a certified copy of this Order and submit same to the Sheriff of Cook County.

☐ _____



Atty. No.: 64286
Name: Chicago Family Attorneys, LLC
Atty. for: Petitioner
Address: 53 W. Jackson Blvd. Ste. 752
City/State/Zip: Chicago, IL 60604
Telephone: (312) 210- 9614

Entered: September 28, 2022

Jeanne M. Reynolds #1965
Judge Judge's No.

IRIS Y. MARTINEZ, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

EXHIBIT 6

MXMWDI3 NEWAC71W WIRE DISBURSEMENT INQUIRY 05/10/23 09:50
DISBURSEMENT#: [REDACTED] XTRAC ITM:
VALUE DATE: 03/14/22 STATUS: RA PROCESSED: 03/14/22 10:17 TRESJPMC
DEBIT A/C: [REDACTED] LINE#: CREATED: 03/14/22 10:02 PICML04V
AMOUNT: 150,000.00 CHARGE: NO UPDATED:
ENTRY TYPE: WTT WIRE TRANS TO BANK ADD TO BKPG:
ABA/SWIFT#: [REDACTED] PAYMENT MODE: F LOI+: N
BANK N&A: JPMORGAN CHASE BANK, NA CNTY: US United States
NEW YORK NY INTL: N
BENE ACC: [REDACTED] TRAVEL N&A:
NAME: MR. COOPER RAYMOND M LAMANTIA
[REDACTED]
[REDACTED]
DTLS: ACCT [REDACTED] RAYMOND LAMANTIA
[REDACTED]
APPROVER: PICMDKQ9
APPR TIME: 10:09
MESSAGE: OTW CHANNEL: ONEVIEW
BANK (CR) A/C: 880 101295 1
REF#: BOOK 10:17 BANK TRANS#: [REDACTED] FASTPATH: _____
PF2:MAIN MENU PF3/CLEAR:LAST MENU PF5:SUMMARY PF10:FWD PF11:BWD PF12:MORE INFO
PRESS <ENTER> TO VIEW WARNING MESSAGES

EXHIBIT 7

[Illinois Databases](#)[Change Database](#)[Helpful Tips](#)[Provide Feedback](#)[FAQ](#)[Contact Us](#)

Additional Lienholder 3

Additional Lienholder 4

Judgment Amount

\$263,292.00

Original Mortgage Amount

\$436,000

**Original Mortgage Date Type
of Mortgage**

8/12/2004

Conventional

Term of Mortgage

30

Interest Rate

600

Per Diem Rate

4328

Date of Interest Calculation

050122

Notes on Foreclosed Property

Sold Amount

Sold To

Sale Results

Census Tract

805502

Original Sale Dat

6/21/2023

Census Age

40

Ethnic Origin

Other

Census Average Income

\$96,006.00

Zip Code Short

60068

Latitude

-87.8210620140578

Longitude

42.0138344264896

Opening Bid

0

Multiple Listing Service Seller

First Name 1

Seller Last Name 1

Loan To Value

Percent Down

Amount of Down Payment

Purchaser First Name 1

Purchaser Last Name 1

Purchaser First Name 2

