

SB0478



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

SB0478

Introduced 2/8/2007, by Sen. A. J. Wilhelmi

SYNOPSIS AS INTRODUCED:

735 ILCS 5/15-1506.1 new

Amends the Code of Civil Procedure. Provides that when a plaintiff voluntarily dismisses a mortgage foreclosure action after a court found that a condominium or community association or another entity has a judgment against the defendant that is junior to the judgment entered in favor of the plaintiff, the plaintiff's voluntary dismissal of the foreclosure action shall not apply to the judgment that is junior to the plaintiff's judgment.

LRB095 10795 AJO 31043 b

A BILL FOR

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Code of Civil Procedure is amended by adding
5 Section 15-1506.1 as follows:

6 (735 ILCS 5/15-1506.1 new)

7 Sec. 15-1506.1. Voluntary dismissal. When a plaintiff
8 voluntarily dismisses an action brought under this Article and
9 an order has been previously entered that includes a clause
10 finding that a condominium or community association or other
11 party has a junior judgment or judgment in second position to
12 that of the plaintiff, the voluntary dismissal shall not apply
13 to the judgment of that party.