

STATE OF MICHIGAN
IN THE 55th DISTRICT COURT FOR THE COUNTY OF INGHAM

LANSING TOWNSHIP DOWNTOWN
DEVELOPMENT AUTHORITY, on behalf of
TOWNEAST, LLC,

Plaintiff,

v

Case No. 18-1057-LT
Hon. Donald L. Allen, Jr.

MIMI'S SWEET SHOP,

Defendant.

Michael F. Matheson (P52997)
Matheson Law Firm
Attorneys for Plaintiff
200 Woodland Pass, Suite F
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Jacob A. Perrone (P71915)
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Attorneys for Defendant
221 W. Lake Lansing Road, Suite 200
East Lansing, MI 48823
(517) 351-0332

2018 APR 26 P 1:15
STATE OF MI
55TH DISTRICT COURT
MASON MI

STIPULATED ORDER GRANTING POSSESSION OF PREMISES

At a session held in said Court, City of Mason, County of Ingham,
State of Michigan, this 21 day of April, 2018.

PRESENT: HON. DONALD L. ALLEN, JR., DISTRICT COURT JUDGE

This matter having come before the Court on the stipulation of Plaintiff, Lansing Township Downtown Development Authority, on behalf of Towneast, LLC, and Defendant, Mimi's Sweet Shop, and the Court being fully advised in the premises;

IT IS HEREBY ORDERED that by consent of Plaintiff and Defendant, the Plaintiff will assume sole possession of the Premises described in July 28, 2015 Retail Lease Agreement between Plaintiff and Defendant;

IT IS HEREBY FURTHER ORDERED that Defendant shall vacate the Premises and return all keys to the Premises to Plaintiff's counsel, Michael Matheson at the Matheson Law Firm, no later than 60 days after entry of this Order;

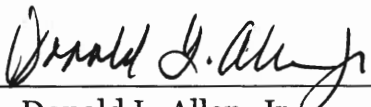
IT IS HEREBY FURTHER ORDERED that during this 60 day period, Plaintiff shall have a right to enter upon the Premises pursuant to Article 11 of the Retail Lease Agreement;

IT IS HEREBY FURTHER ORDERED that prior to Plaintiff's assumption of possession of the Premises, Defendant is permitted to remove its personal property from the Premises so long as the property is not a fixture or improvement to the Premises and its removal does not cause any damage to the Premises. In the event removal of any property by Defendant causes any damage to the Premises Defendant shall be liable for all costs to repair;

IT IS HEREBY FURTHER ORDERED that this Order is not a final order regarding any money or other damage claims either party may have against the other, including those claims that are or may be asserted in *Mimi's Sweet Shop, Inc. v Charter Township of Lansing Downtown Development Authority, et al*, Case No. 18-cv-00337-JTN-ESC (WD Mich), as neither party has made a claim for money or other damages herein and this Court declines to exercise any jurisdiction over such claims.

This is a final order and closes the case as it relates to the issue of possession of the Premises.

IT IS SO ORDERED.



Hon. Donald L. Allen, Jr.
District Court Judge

Stipulated as to form and content:



Michael F. Matheson (P52997)

Matheson Law Firm

Attorneys for Plaintiff

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East Lansing, MI 48823

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Dated: April 26, 2018



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Dated: April 26, 2018