



CLEVELAND MUNICIPAL COURT

HOUSING DIVISION **MAGISTRATE'S ORDER FILED**

JUDGE W. MONÁ SCOTT

JUN 27 2024

EARLE B. TURNER, CLERK

City of Cleveland, Ohio
Plaintiff(s)

Date: June 25, 2024

-VS-

2023-CVH-06315

Nesvest, LLC., et al.
Defendant(s)

MAGISTRATE'S ORDER

Case called for status hearing on June 25, 2024 before Chief Magistrate Myra Torain Embry. Plaintiff was present, through Counsel, Zachariah Germaniuk. Defendant Nesvest LLC (hereinafter Defendant) was present through Counsel John Paris. Plaintiff's witness Collen Majeski was also present. The remaining parties/Counsel did not appear.

At the status hearing Defendant, through Counsel, indicated that Defendant has a potential buyer for the premises with a proposed purchase agreement. Defendant indicated that the potential buyer is ready, willing and able to rehabilitate the property. Defendant expressed a willingness to work with Plaintiff to resolve the within matter and provide to Plaintiff the potential buyer's qualifications and plan to rehabilitate the premises. Plaintiff, through Counsel, indicated that it obtained access to the premises on April 22, 2024 and prepared a Scope of Work Plan for the purpose of seeking a receiver for the property. Said plan, along and the Request for Information (RFI), is located on the City of Cleveland's website at <https://www.clevelandohio.gov/city-hall/departments/finance/request-qualificationsproposal>. The premises is resecured. Plaintiff indicated that it does not currently have a prospective receiver for the premises, and also expressed a willingness to meet with Defendant to discuss options.

For good cause shown, case is set for virtual status hearing on **August 6, 2024 at 1:30 pm.** Prior to the status hearing, the parties shall discuss the issues indicated in this Order (i.e., qualifications and rehabilitation plan of potential buyer, settlement options, etc.) and make a good faith effort to resolve this matter. To participate in your virtual hearing, you will need a computer, laptop, or smart phone with camera capability and a good internet connection.

The Parties shall sign into the virtual hearing using Zoom Meeting ID: **814 6762 9440 and Passcode: 438343.** Parties and counsel shall log/call into the virtual hearing *at least ten minutes* prior to the hearing time. **Failure to call/log in on time (or appear in-person if you do not have a compatible device for your virtual hearing), pursuant to this Order is a failure to appear, and may result in**



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dismissal of the failing party's claims, immediate hearing of the opposing party's claims, default judgment or other appropriate sanctions.


Chief Magistrate Myra Torain Embry
CMC-Housing Division

SERVICE

A copy of this Order was sent by regular U.S. mail to the addresses of record for parties/counsel on 6 / 26 / 24 by D.O..

☐ Clerk to issue notice of Final Appealable Order.