

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

FILED
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

DEC 28 2004

CLERK

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 PAULA RAMIREZ and)
 EFREN RAMIREZ,)
)
 Plaintiffs-Intervenors)
 vs.)
)
 JAVIER VILLEGAS and)
 JOSE VILLEGAS,)
)
 Defendants.)

03-CIV-135JB/WDS

DEFAULT JUDGMENT

THIS MATTER coming before the Court, the United States appearing by and through its attorneys, David C. Iglesias, United States Attorney for the District of New Mexico, and Howard R. Thomas, Assistant United States Attorney, and the Court being fully advised in the premises, the Plaintiffs-Intervenors Paula Ramirez and Efrén Ramirez appearing by and through their attorney, Richard Weiner, of New Mexico Legal Aid, Inc.,

THE COURT DETERMINES THAT:

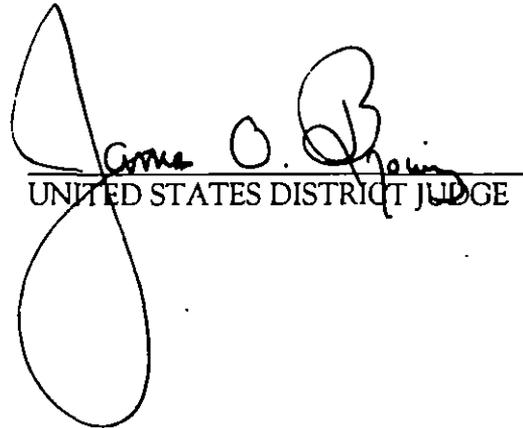
1. Defendants were served with the Complaint and Complaint in Intervention herein, but failed to answer or enter an appearance, the time therefor has elapsed, Motions for Entry of Default and for a Default Judgment have been filed [Docket Nos. 14 and 15], and the Clerk's Entry of Default has been filed [Docket No. 16].
2. This Court has jurisdiction over the parties and the subject matter of this suit.

3. The Court enters as findings of fact the allegations in the United States' Complaint and the Complaint in Intervention.

4. The Court concludes as a matter of law that the United States and the Plaintiffs-Intervenors are entitled to the relief requested in the Complaint and the Complaint in Intervention. The Court is informed through counsel for the Plaintiffs-Intervenors that the Plaintiffs-Intervenors do not seek compensatory or punitive damages pursuant to 42 U.S.C. §3614(d)(1)(B), other than as set forth below.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED THAT JUDGMENT IS HEREBY ENTERED against Defendants Javier Villegas and Jose Villegas as follows:

1. Defendants shall pay \$1,500 to Intervenors by sending a certified check or money order made payable to the New Mexico Legal Aid Client Trust Account, to Darlene D. Freeman, U.S. Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity, P.O. Box 2905, Fort Worth, TX 76113-2905;
2. Pursuant to 42 U.S.C. §3614(d)(1)(A), Defendants are permanently enjoined from violating the Fair Housing Act;
3. Pursuant to 42 U.S.C. §3614(d)(1)(C), Defendants shall pay a civil penalty in the amount of \$ Ø. Such payment shall be made by certified check or money order made payable to the United States of America and sent to the Office of the United States Attorney for the District of New Mexico, 201 3rd Street, N.W., Suite 900, Albuquerque, NM 87102.


CORINA O. B. JONES
UNITED STATES DISTRICT JUDGE

APPROVED AND SUBMITTED BY:

DAVID C. IGLESIAS
United States Attorney

S/ December 23, 2004
HOWARD R. THOMAS
Assistant U.S. Attorney
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NEW MEXICO LEGAL AID, INC.

authorized & approved by email and telephonically December 23, 2004
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