



**TO:** Mayor and Members of City Council  
**FROM:** Lori Grigg Bluhm, City Attorney  
Christopher J. Forsyth, Assistant City Attorney  
**DATE:** July 2, 2007  
**SUBJECT:** Hooters v. Troy – Post Consent Judgment Update

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This memorandum provides Council with an update on events that have transpired after the approval of the Hooters consent judgment on May 21, 2007. On June 1, 2007, United States District Court Judge Julian Cook approved the Consent Judgment. That same day, Hooters dismissed its appeal pending in the Michigan Court of Appeals. The following week, Troy Public Works Department re-graded and paved the section of Henrietta Avenue described in the Consent Judgment, in connection with other paving projects in the area. On June 20, 2007 the Michigan Liquor Control Commission approved Hooters Class C liquor license application. The liquor license for the John R. Road location was placed into escrow with the MLCC. Hooters began serving alcohol on June 29<sup>th</sup>. Also on June 29<sup>th</sup> the two pole signs and outdoor seating were removed. According to Hooters' attorney Ed Lennon, \$5,000 was placed in escrow to pay for the re-grading and paving of Henrietta Avenue.

The only outstanding issues are the verification that the electrical lines for the pole signs have been removed or made safe, and the Public Works Department's installation of the signage directing restaurant traffic away from the residential housing on Henrietta. Due to the holiday, we were unable to verify the progress on these items before the agenda deadline. However, these items should be completed well within the allowable time frame (prior to July 20, 2007).

If you have any questions, please let us know.