

STATE OF NORTH CAROLINA
COUNTY OF HARNETT

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
20 CVS 545

COUNTY OF HARNETT,

Plaintiff,

v.

MICHAEL HOGUE AND MABEL HOGUE
d/b/a BLACK PEARL MANUFACTURED
HOME PARK,

Defendants.

**ORDER FOR
DEFAULT JUDGMENT**

THIS MATTER was heard by the undersigned judge on motion of Plaintiff. It appears to the Court that this is an action for an injunction and abatement pursuant to § 153A-123 of the North Carolina General Statutes and Article XIII, Section 8.0 of the Harnett County Unified Development Ordinance (“UDO”) to remove unpermitted fencing from Defendants’ mobile home park known as the Black Pearl Manufactured Home Park; that personal service was had on the Defendants; that the Court has jurisdiction over the subject matter of the action; that Defendants are not infants or incompetent persons; that Defendants have failed to plead or appear in the time allowed by law; and that default has been entered.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendants, are found in default and that said Defendants shall comply with the following:

1. Defendants are restrained and enjoined from erecting or maintaining unpermitted fencing and fencing materials on the subject mobile home park properties;
2. Defendants shall abate the violation of the UDO by removing all fencing and fencing materials from the subject mobile home park properties within 30 days of issuance of this Order;

3. Plaintiff shall have the right to abate the violations and place a lien on the mobile home park properties if Defendants fail to comply with the order to abatement within 30 days;
4. Defendants shall pay the outstanding civil penalty in the amount of \$125.00 and a civil penalty of \$100.00 per day until Defendants remove all fences and fencing material from the subject mobile home park properties;
5. Defendants shall pay \$305.00 to Plaintiff for the cost of this action;
6. This Order shall be enforceable by and through the contempt powers of the Court.

This the 27th day of September, 2021.



The Honorable C. Winston Gilchrist
Senior Resident Superior Court Judge