

NOT RECEIVED MORE THAN FIVE SUMMONSES CONTAINING COPIES OF COMPLAINTS FILED BY THE LANDLORD AGAINST THE TENANT FOR RENT DUE AND UNPAID IN THE 12 MONTH PERIOD IMMEDIATELY PRIOR TO THE INITIATION OF THE ACTION BY THE TENANT OR BY THE LANDLORD, OR, IF THE TENANT HAS LIVED ON THE PREMISES SIX MONTHS OR LESS, HAVING NOT RECEIVED THREE SUMMONSES WITH COPIES OF COMPLAINTS FOR RENT DUE AND UNPAID.

(L) IT IS A SUFFICIENT DEFENSE TO THE ALLEGATIONS OF THE TENANT THAT THE TENANT, HIS FAMILY, HIS AGENT, HIS EMPLOYEES, OR HIS ASSIGNEES OR SOCIAL GUESTS HAVE CAUSED THE ASSERTED DEFECTS OR CONDITIONS, OR THAT THE LANDLORD OR HIS AGENTS WERE DENIED REASONABLE AND APPROPRIATE ENTRY FOR THE PURPOSE OF CORRECTING OR REPAIRING THE ASSERTED CONDITIONS OR DEFECTS.

(M) THE COURT SHALL MAKE APPROPRIATE FINDINGS OF FACT AND MAKE ANY ORDER THAT THE JUSTICE OF THE CASE MAY REQUIRE, INCLUDING ANY ONE OR A COMBINATION OF THE FOLLOWING:

(1) ORDER THE TERMINATION OF THE LEASE AND RETURN OF THE LEASED PREMISES TO THE LANDLORD, SUBJECT TO THE TENANT'S RIGHT OF REDEMPTION;

(2) ORDER THAT THE ACTION FOR RENT ESCROW BE DISMISSED;

(3) ORDER THAT THE AMOUNT OF RENT REQUIRED BY THE LEASE, WHETHER PAID INTO COURT OR TO THE LANDLORD, BE ABATED AND REDUCED IN AN AMOUNT DETERMINED BY THE COURT TO BE FAIR AND EQUITABLE TO REPRESENT THE EXISTENCE OF THE CONDITIONS OR DEFECTS FOUND BY THE COURT TO EXIST.

(N) AFTER RENT ESCROW HAS BEEN ESTABLISHED, THE COURT:

(1) SHALL, AFTER A HEARING, IF SO ORDERED BY THE COURT OR ONE IS REQUESTED BY THE LANDLORD, ORDER THAT THE MONEYS IN THE ESCROW ACCOUNT BE DISBURSED TO THE LANDLORD AFTER THE NECESSARY REPAIRS HAVE BEEN MADE; OR

(2) MAY, AFTER AN APPROPRIATE HEARING, ORDER THAT SOME OR ALL MONEYS IN THE ESCROW ACCOUNT BE PAID TO THE LANDLORD OR HIS AGENT THE TENANT OR HIS AGENT, OR ANY OTHER APPROPRIATE PERSON OR AGENCY FOR THE PURPOSE OF MAKING THE NECESSARY REPAIRS OF THE DANGEROUS CONDITIONS OR DEFECTS; OR

(3) MAY, AFTER A HEARING IF ONE IS REQUESTED BY THE LANDLORD, APPOINT A SPECIAL ADMINISTRATOR WHO SHALL CAUSE THE REPAIRS TO BE MADE, AND WHO SHALL APPLY TO THE COURT TO PAY FOR THEM OUT OF THE MONEYS IN THE