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**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

MYRA A. PISANO,

Plaintiff,

vs.

**DEUTSCHE BANK NATIONAL
TRUST COMPANY AS TRUSTEE FOR
AMERICAN HOME MORTGAGE
ASSETS TRUST 2007-2 MORTGAGE-
BACKED PASS-THROUGH
CERTIFICATES, SERIES 2007-2;**

**AMERICAN HOME MORTGAGE
SERVICING, INC.,**

**AMERICAN BROKERS CONDUIT,
INC.;**

**QUALITY LOAN SERVICE
CORPORATION; and**

UNKNOWN DOES 1-10

Defendants.

CASE NO. 2:09-cv-01248-FJM

**ORDER GRANTING PLAINTIFF’S EX
PARTE APPLICATION FOR TEMPORARY
RESTRAINING ORDER AND SETTING
BRIEFING SCHEDULE RE PRELIMINARY
INJUNCTION**

After considering Plaintiff’s Ex Parte Application for Temporary Restraining Order (“Application”) against Defendants, as well as the pleadings and declarations in support thereof, the Court FINDS as follows:

1 1. Plaintiff has satisfied the requirements for issuance of a temporary restraining order.
2 Plaintiff has provided specific facts that “clearly show that immediate and irreparable injury, loss, or
3 damage will result to the movant before the adverse party can be heard in opposition.” Fed. R. Civ. P.
4 65(b)(1).

5 2. In the absence of the issuance of a temporary restraining order, Plaintiff will suffer
6 immediate and irreparable injury, loss, or damage to his home described as and located at 3559 E.
7 Norwood Circle, Mesa, Arizona 85213 bearing Trustee Sale No.: 2AZ-08-218075-JB (the
8 “Property”). This injury is immediate because the foreclosure sale for the Property is scheduled for
9 June 17, 2009. This injury is irreparable because plaintiff will allegedly lose her home at public
10 auction, and the opportunity to apply rescission, recoupment, and/or set-off, in a transaction governed
11 by the federal Truth-in-Lending Act, 15 U.S.C. §§ 1601 et seq.

12 3. Plaintiff has demonstrated at least a fair chance of success on the merits. As the
13 balance of hardships sharply tips in Plaintiff’s favor, this showing is sufficient to warrant injunctive
14 relief.

15 4. This Application is granted after notice via facsimile to Defendants, through the
16 Stockton Law Offices. No one responded on behalf of defendants.

17 Accordingly, it is hereby ORDERED that:

18 A. Defendants, Defendants’ officers, agents, servants, employees, attorneys, and all those
19 acting in concert or in participation with Defendants, are RESTRAINED and ENJOINED from:

- 20 - Proceeding with foreclosure, holding any foreclosure sale, or setting any
21 foreclosure sale date, relating to the Property identified more particularly
22 in Plaintiff’s Application, or taking any steps to hold or consummate a
23 foreclosure sale of the Property, or from proceeding with the recordation
24 or filing of any new Notices of Default or Notices of Sale concerning the
25 Property, or
- 26 - Transferring or assigning their interests, if any, in the deeds of trust
27 “securing” the Property.

1 B. This Order shall be binding on the parties to this action, as well as their officers,
2 agents, servants, employees, and attorneys, and all persons in active concert or participation with
3 them, who receive actual notice of this order by personal service or otherwise.

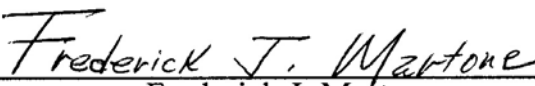
4 C. This Order shall be effective at 5 p.m. on the date on which a bond in the amount of
5 five hundred dollars (\$500.00) is posted with this Court. Notice having been given, this order is
6 effective until further order of this court.

7 D. The hearing on Plaintiff's Motion for Preliminary Injunction is set for Thursday, June
8 25, 2009 at 3:00 p.m. before Judge Frederick J. Martone in courtroom 506 of the Sandra Day
9 O'Connor U.S. Courthouse, 401 W. Washington St., Phoenix, AZ 85003. Defendants' opposition to
10 the Motion for Preliminary Injunction shall be filed on or before June 18, 2009. Plaintiff's reply to the
11 Motion for Preliminary Injunction shall be filed on or before June 22, 2009.

12 E. Plaintiff shall serve this Order, together with the annexed Application, Declarations,
13 and Memorandum of Law, on all Defendants by June 15, 2009.

14 Plaintiff shall e-file proofs of service of this Order by June 23, 2009. Failure to
15 serve this Order on all Defendants by June 15, 2009 will result in the Motion for Preliminary
16 Injunction being taken off calendar.

17 Dated this 12th day of June, 2009.

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 Frederick J. Martone
21 United States District Judge
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