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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE DISTRICT OF ARIZONA

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9 David Sousa,
10 Plaintiff,

No. CV 12-00334-PHX-FJM

11 vs.

ORDER

12 Wells Fargo,
13 Defendant.
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17 Plaintiff has filed an ex parte application for temporary restraining order to enjoin the
18 trustee's sale of his house scheduled for today, March 22, 2012 (doc. 17). He did not file this
19 order until March 21, 2012, yet inexplicably requests action by March 20. Plaintiff
20 previously filed an expedited ex parte motion for temporary restraining order on February
21 17, 2012 (doc. 5). Because defendants' untimely removal deprived the parties of a scheduled
22 hearing in state court, we held a conference on February 21, 2012, and granted temporary
23 relief. We construed plaintiff's motion as an application for preliminary injunctive relief and
24 set a briefing schedule. At a preliminary injunction hearing held March 7, 2012, we denied
25 plaintiff's motion for preliminary injunctive relief for the reasons stated on the record and
26 vacated the temporary restraining order. Nothing has changed since that time. For the
27 reasons stated on the record at the March 7 hearing,

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IT IS ORDERED DENYING plaintiff's application for temporary restraining order
(doc. 17).

DATED this 22nd day of March, 2012.

Frederick J. Martone

Frederick J. Martone
United States District Judge