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

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9 Renee Jewell,

10 Plaintiff,

11 vs.

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13 Countrywide Home Loans, Inc.; BAC
14 Home Loan Servicing LP; Mortgage
15 Electronic Registration Services, Inc.;
16 Recontrust Company, NA; Bank of New
17 York Mellon,

18 Defendants.

No. CV 11-8042-PCT-JAT

ORDER

18 The Court has reviewed the third amended complaint and finds that Plaintiff has
19 sufficiently pleaded jurisdiction. Thus, the Court will take no further action regarding
20 jurisdiction. This conclusion is without prejudice to Defendants raising any jurisdictional
21 issue that they deem appropriate.

22 Plaintiff has also moved for a temporary restraining order, seeking to enjoin
23 Defendants and a state court judge from moving forward with a forcible detainer action.
24 Doc. 12. Plaintiff has offered no reason why the Court should consider the request for
25 temporary restraining order without giving notice to Defendants. Accordingly, the Court will
26 take no action on the motion for temporary restraining order until Plaintiff either serves
27 Defendants, or gives Defendants some other form of notice regarding the temporary
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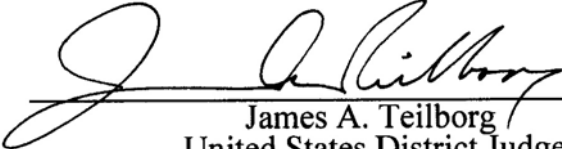
1 restraining order.¹ If Plaintiff gives Defendants notice other than formal service of the
2 temporary restraining order, Plaintiff shall file a notice with this Court indicating exactly how
3 and when notice was given to Defendants.²

4 Based on the foregoing,

5 IT IS ORDERED that Plaintiff shall provide notice to Defendants of the pending
6 motion for a temporary restraining order (Doc. 12) before the Court takes any action on the
7 motion.

8 IT IS FURTHER ORDERED that in responding to the motion for temporary
9 restraining order, Defendants shall address the issues raised in *Chapman v. Deutsche Bank*
10 *National Trust Co.*, No. 10-15215 (9th Cir. June 23, 2011).

11 DATED this 30th day of June, 2011.

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15 James A. Teilborg
16 United States District Judge
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25 ¹ The Court reached this same conclusion in the Order of June 2, 2011.

26 ² Although Federal Rule of Civil Procedure 65 requires only that notice be given of
27 a request for a temporary restraining order, Plaintiff must still serve Defendants with the
28 summons and third amended complaint within the time limits set forth in Federal Rule of
Civil Procedure 4(m).