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Attorneys for Plaintiff  
THE FREECYCLE NETWORK, INC.

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

THE FREECYCLE NETWORK, INC.,  
an Arizona non-profit organization,

Plaintiff,

v.

TIM OEY and JANE DOE OEY,  
Defendants.

CASE NO. 06-CV-00173-RCC

**PLAINTIFF THE FREECYCLE  
NETWORK, INC.'S NOTICE OF *EX  
PARTE* MOTION AND *EX PARTE*  
MOTION FOR ORDER TO SHOW  
CAUSE AGAINST DEFENDANT TIM  
OEY REGARDING CONTEMPT DUE  
TO FAILURE TO COMPLY WITH  
TEMPORARY RESTRAINING ORDER  
AND SANCTIONS**

Date: May 9, 2006  
Time: 3:00 p.m.  
Before: Honorable Raner C. Collins  
Location: Courtroom 5B

**TO DEFENDANT TIM OEY AND HIS ATTORNEY OF RECORD:**

Pursuant to the Court's Order Granting The Freecycle Network's *Ex Parte* Motion for Temporary Restraining Order, please take notice that on May 9, 2006, or as soon thereafter as possible, plaintiff The Freecycle Network, Inc. ("The Freecycle Network") will move, and hereby moves, *ex parte*, for an order to show cause against Defendant Tim Oey ("Defendant" or "Oey") as to why Oey should not be adjudged in contempt, and sanctions in the amount of The Freecycle Network's attorneys' fees for the costs associated with preparing the papers and appearing for this *ex parte* motion, The Freecycle Network's *Ex Parte* Motion for Temporary Restraining Order, and The Freecycle Network's Motion for Preliminary Injunction.

This motion is based upon the grounds that defendant Tim Oey ("Defendant" or "Oey") has willfully refused to comply with this Court's Order Granting The Freecycle Network's *Ex Parte* Motion for Temporary Restraining Order.

This motion is further based upon this Notice of Motion and Motion, the Memorandum of Points and Authorities filed in support of this Motion, the supporting Declaration of Esha Bandyopadhyay, the [Proposed] Order to Show Cause Against Defendant Tim Oey Regarding Contempt Due to Failure to Comply with Temporary Restraining Order and Sanctions, the materials currently on file in this action, and such argument of counsel as the Court may request.

An *ex parte* hearing may be held. Should a hearing date and time be set, The Freecycle Network will inform defendant of the date and time of such hearing.

Dated: May 2, 2006

**PERKINS COIE LLP**

By: \_\_\_\_\_/s/\_\_\_\_\_  
LISA KOBIALKA  
Attorneys for Plaintiff, The Freecycle  
Network, Inc.