

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

United States District Court

For the Northern District of California

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CESSNA EMPLOYEES CREDIT UNION, et  
al.,

Plaintiffs,

v.

LORIMAC, INC.,

Defendant.

No. C 07-00120 JSW

**ORDER DENYING MOTION FOR  
ORDER SHORTENING TIME  
AND SETTING HEARING AND  
BRIEFING SCHEDULE FOR  
MOTION FOR APPOINTMENT  
OF TEMPORARY RECEIVER**

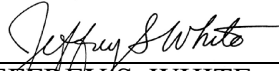
Now before the Court is the parties' stipulation to have Plaintiffs' motion for appointment of a temporary receiver heard on shortened time. In denying Plaintiff's *ex parte* application for a temporary restraining and request for an appointment of a receiver, the Court found that Plaintiffs failed to make an adequate showing, supported by admissible evidence, of immediate irreparable harm or to provide an explanation as to why they suddenly need immediate relief. Neither Plaintiffs' motion for appointment of a temporary receiver nor the parties' stipulation make any further showing on these issues. Accordingly, the Court DENIES the request to have the motion heard on shortened time.

Despite Plaintiffs' failure to select a hearing date in their notice of motion, the Court ORDERS that Plaintiffs' motion for appointment of a temporary receiver will be heard on March 23, 2007 at 9:00 a.m., the first available hearing date on the Court's calendar. The Court notes that Plaintiffs' notice of motion violates Civil Local Rule 7-2 and this Court's Standing Order. Plaintiffs are advised that any further violations of the Local Rules or this Court's

1 Standing Orders will be sanctioned. The Court FURTHER ORDERS that Defendant's  
2 opposition brief to the motion for appointment of a temporary receiver shall be due by Tuesday,  
3 February 6, 2007 and Plaintiffs' reply brief shall be due by Tuesday, February 13, 2007.

4 **IT IS SO ORDERED.**

5  
6 Dated: January 23, 2007

  
\_\_\_\_\_  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

United States District Court

For the Northern District of California

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28