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

TOM SPEAR,

No. C-07-0700 MMC

Plaintiff

**ORDER DENYING PLAINTIFF'S
APPLICATION FOR TEMPORARY
RESTRAINING ORDER AND ORDER TO
SHOW CAUSE WHY PRELIMINARY
INJUNCTION SHOULD NOT ISSUE**

v.

INTERNATIONAL UNION OF
BRICKLAYERS AND ALLIED
CRAFTWORKERS, et al.,


Defendant(s)

Before the Court is plaintiff's Application for Temporary Restraining Order and Order to Show Cause Why A Preliminary Injunction Should Not Issue, filed February 2, 2007. The matter came on regularly for hearing February 9, 2007. Christopher W. Katzenbach and W. Kent Khtikian of Katzenbach and Khtikian appeared on behalf of plaintiff. Stephen Berzon and Peder J. V. Thoreen of Altshuler Berzon LLP appeared on behalf of defendants.

Having considered the papers filed in support of and in opposition to the application and the arguments of counsel, the Court, for the reasons stated on the record at the hearing, hereby DENIES the application.

IT IS SO ORDERED.

Dated: February 9, 2007


MAXINE M. CHESNEY
United States District Judge

United States District Court

For the Northern District of California