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

SERVICE EMPLOYEES INTERNATIONAL UNION,  
DAVID REGAN and ELISEO MEDINA, as trustees for  
SEIU UNITED HEALTHCARE WORKERS-WEST  
and fiduciaries of the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND, SEIU UNITED HEALTHCARE  
WORKERS-WEST, an unincorporated association and  
fiduciary of the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND, and REBECCA COLLINS, as a  
participant in the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND,

Plaintiffs,

v.

SAL ROSELLI, JORGE RODRIGUEZ, JOAN  
EMSLIE, JOHN BORSOS, JOHN VELLARDITA,  
GABE KRISTAL, PAUL KUMAR, MARTHA  
FIGUEROA, BARBARA LEWIS, PHYLLIS  
WILLETT, DANIEL MARTIN, LAURA KURRE,  
RALPH CORNEJO, WILL CLAYTON, GLENN  
GOLDSTEIN, FRED SEAVEY, MARK KIPFER,  
AARON BRICKMAN, IAN SELDEN, GAIL  
BUHLER, FREJA NELSON, ANDREW REID,  
NATIONAL UNION OF HEALTHCARE WORKERS;  
MARYRUTH GROSS, CONNIE WILSON, ARLENE  
PEASNALL, CHERIE KUNOLD, FAYE LINCOLN,  
and DOES 1 through 100, inclusive,

Defendants.

No. C 09-00404 WHA

**ORDER REGARDING  
THE EDUCATION-  
FUND DEFENDANTS'  
REQUEST FOR  
CLARIFICATION**

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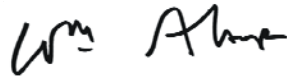
Counsel for the SEIU UHW-West Joint Employer Education Fund and individual  
defendants Clayton, Gross, Wilson, Peasnall, Kunold and Lincoln requests clarification of the  
preliminary injunction recently issued in this matter (Dkt. No. 335). These individual

1 defendants are the management trustees of the joint labor-management education fund. Counsel  
2 seeks clarification regarding which provisions of the preliminary injunction apply to these  
3 education-fund defendants. Plaintiffs did not seek injunctive relief against these defendants  
4 (and so clarified in response to defendants' request for clarification).

5 The preliminary injunction explained that it applies to five defendants against whom  
6 plaintiffs *did* seek injunctive relief — Martin, Rodriguez, Figueroa, Kurre, and Cornejo — who  
7 had not been subject to the TRO because they had not yet been served. The preliminary  
8 injunction also stated at one point, however, that it applies to “all” defendants. This order  
9 clarifies that paragraph two of the preliminary injunction regarding the preservation of evidence  
10 applies to all defendants, but that paragraphs one and three of the preliminary injunction do not  
11 apply to the above-listed education-fund defendants.

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13 **IT IS SO ORDERED.**

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15 Dated: August 7, 2009.

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18 WILLIAM ALSUP  
19 UNITED STATES DISTRICT JUDGE  
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