


1 Service (docket number 14) of January 7, 2011, govern the filing of such motion.

2 Plaintiff has filed a motion for a temporary restraining order (“TRO”) or a
3 preliminary injunction. Prior to granting a preliminary injunction, notice to the adverse
4 party is required. *See* Fed. R. Civ. P. 65(a)(1). A TRO may be granted without written
5 or oral notice to the adverse party or that party's attorney only if: (1) it clearly appears
6 from specific facts shown by affidavit or by the verified complaint that immediate and
7 irreparable injury, loss or damage will result to the applicant before the adverse party or
8 the party's attorney can be heard in opposition, and (2) the applicant's attorney certifies in
9 writing the efforts, if any, which have been made to give notice and the reasons
10 supporting the claim that notice should not be required. *See* Fed. R. Civ. P. 65(b).
11 Plaintiff has neither notified the defendants of his request nor submitted the required
12 certification of his efforts to do so and why they have failed. Accordingly, his motion
13 (docket number 75) is DENIED.

14 Good cause appearing, defendants’ motion for an extension of time (docket
15 number 61) in which to respond to the order to show cause is GRANTED. Plaintiff’s
16 motion for an extension of time (docket number 82) in which to file an opposition to
17 defendants’ motion for summary judgment, to and including **November 5, 2011**, is also
18 GRANTED. No further extensions of time will be granted as plaintiff will have had 90
19 days in which to prepare his opposition. Defendants **shall** file a reply brief within **14**
20 **days** of the date any opposition is filed.

21 IT IS SO ORDERED.

22 DATED: October 17, 2011

23 
24 _____
25 JEFFREY S. WHITE
26 United States District Judge
27
28

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 RAYMOND MANZANILLO,
6 Plaintiff,
7

Case Number: CV10-03783 JSW

CERTIFICATE OF SERVICE

8 v.

9 FRANCISCO JAQUEZ et al,
10 Defendant.
_____ /

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
12 Court, Northern District of California.

13 That on October 17, 2011, I SERVED a true and correct copy(ies) of the attached, by placing
14 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
15 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
16 delivery receptacle located in the Clerk's office.

17 Raymond J. Manzanillo
18 PBSP
19 P.O. Box 7500
20 J91574
21 Crescent City, CA 95532

22 Dated: October 17, 2011



Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk

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