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

BRIAN TALL and JOANNE OLIVAS,

No. C 12-05348 WHA

Plaintiffs,

v.

**ORDER SETTING HEARING RE
PLAINTIFFS' EX PARTE
APPLICATION FOR A TRO**

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC. ("MERS");
DEUTSCHE BANK NATIONAL TRUST
COMPANY; AMERICAN HOME
MORTGAGE ASSETS TRUST 2006-5; and
AMERICAN HOME MORTGAGE
CORPORATION,


Defendants.

On November 8, 2012, plaintiffs Brian Tall and Joanne Olivas filed an *ex parte* application for a temporary restraining order and order to show cause re preliminary injunction. Plaintiffs seek an order enjoining defendants and their employees, agents, and persons acting on their behalf from foreclosing on, transferring ownership of, or further encumbering the real property located at 3716 Kay Court, Fremont, California 94538. The foreclosure sale of the property is scheduled for November 15, 2012. Plaintiffs stated that counsel for defendants were given notice and that the TRO papers were provided to them.

A hearing is hereby set for **3:30 P.M. ON NOVEMBER 13** in Courtroom 8, 19th Floor. Defendants shall file a written response by **5:00 P.M. ON NOVEMBER 9**. Plaintiffs must serve this order on defendants as soon as possible, but no later than close of business today.

IT IS SO ORDERED.

Dated: November 8, 2012.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE