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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RODRICK I. SATRE, and BONITA
SATRE DALEY,

No. C 12-6548 JSW

Plaintiffs,

**ORDER DENYING TEMPORARY
RESTRAINING ORDER**

v.

ARGENT MORTGAGE COMPANY, LLC,
et al.,

Defendants.

On December 27, 2012, plaintiffs filed a complaint that requests the relief of a “temporary restraining order.” That same day, plaintiffs filed a document captioned as “temporary restraining order and preliminary injunction.” That document contains what appears to be a draft proposed order granting a temporary restraining order enjoining defendants “from selling, attempting to sell, or causing to be sold the property” that is the subject of the complaint. While plaintiffs may desire to make a motion for a temporary restraining order, they have not properly filed the documents that would allow them to obtain one. If plaintiffs desire to file a motion, they must follow the civil local rules of the Northern District of California, available on the Court’s website at www.cand.uscourts.gov/localrules/civil. Among other things, plaintiffs must accompany the motion

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ORDER

1 with a memorandum of points and authorities in support of the motion and any other documents in
2 support of the motion that they would like to have considered. Plaintiffs' request for a temporary
3 restraining order is denied without prejudice for failure to conform to the local rules.

4 Even if plaintiffs had followed the local rules, their request for a temporary restraining order
5 would still be denied because no foreclosure sale has been scheduled, and hence there is no apparent
6 risk of irreparable injury. *See Winter v. Natural Res. Def. Council, Inc.*, 555 U.S. 7, 20-24 (2008).
7 The complaint avers that a representative of First American Trustee Servicing Solutions confirmed
8 to plaintiffs on December 19, 2012, that "a forceclosure was 'in the works' . . . but that the sale for
9 January 10, 2013 was cancelled." Without an imminent scheduled sale, there is no ground for the
10 issuance of a temporary restraining order.

11 Plaintiffs may refile a new motion for injunctive relief if they so choose. As the Satres are
12 representing themselves, the pro se Legal Help Center is available to assist them in making sure they
13 are able to follow the appropriate rules in filing any future motions. The Legal Help Center is
14 located in room 2796 on the 15th Floor of the United States Courthouse at 450 Golden Gate Avenue
15 in San Francisco. An appointment with the Legal Help Center may be made by calling 415-782-
16 9000 x8657. Additional resources for pro se litigants can be found at
17 www.cand.uscourts.gov/proselitigants.

18 IT IS SO ORDERED.

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20 Dated: 12/27/12

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23 RICHARD SEEBORG
24 UNITED STATES DISTRICT JUDGE
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