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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 MARSHALL ROTHMAN,

No. C-13-3381 MMC

11 Plaintiff,

**ORDER CONTINUING OCTOBER 4, 2013
HEARING ON PLAINTIFF'S MOTION
FOR PRELIMINARY INJUNCTION TO
OCTOBER 18, 2013**

12 v.

13 U.S. BANK NATIONAL ASSOCIATION &
14 OLD REPUBLIC DEFAULT MANAGEMENT
SERVICES,

15 Defendants.
16 _____/

17 Before the Court is plaintiff Marshall Rothman's Ex Parte Motion for Temporary
18 Restraining Order and Order to Show Cause, construed by the Court in its August 29,
19 2013, order as a motion for preliminary injunction and scheduled for hearing October 4,
20 2013. Also before the Court are defendants' respective motions to dismiss, scheduled for
21 hearing October 18, 2013. Because "[a] plaintiff seeking a preliminary injunction must
22 establish that he is likely to succeed on the merits," see Winter v. Natural Res. Def.
23 Council, Inc., 555 U.S. 7, 20 (2008), the Court finds it appropriate to consider the two
24 motions together.

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1 Accordingly, the hearing on plaintiff's motion is hereby CONTINUED to October 18,
2 2013.

3 **IT IS SO ORDERED.**

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5 Dated: October 2, 2013



MAXINE M. CHESNEY
United States District Judge