

United States District Court
For the Northern District of California

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E-FILED on 9/8/2011

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

ALMA YADIRA, et al.,
Plaintiffs,
v.
JESUS FERNANDEZ, et al.,
Defendants.
Related Case:
MONDRAGON, et al.,
Plaintiffs,
v.
JESUS FERNANDEZ, et al.,
Defendants. al.,

No. C-08-05721 RMW
No. C-08-05722 RMW

ORDER DENYING PLAINTIFFS'
APPLICATION FOR A TEMPORARY
RESTRAINING ORDER AND ORDER TO
SHOW CAUSE

On August 1, 2011, plaintiffs in the above captioned actions filed an application for a temporary restraining order against defendant Jesus Fernandez and for an order to show cause why an injunction should not issue against Jesus Fernandez. Plaintiffs' complaints, however, do not

ORDER DENYING PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER AND ORDER TO SHOW CAUSE—No. C-08-05721 RMWNo. C-08-05722 RMW
JLR

1 contain allegations of harassment or retaliation, yet that is what plaintiffs seek to restrain. The
2 complaints in the two cases will need to be amended if plaintiffs wish to pursue relief for harassment
3 or retaliation. Further, the declarations filed in support of the application contain dated information
4 and unreliable hearsay that is inadequate to support the allegations in the application.

5 Plaintiffs' application for a TRO and order to show cause is denied without prejudice.

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7 DATED: 9/7/2011

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge