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CHIN-LI (Karen) MOU  
4141 Boneso Circle  
San Jose, CA 95134

Pro Se

RECEIVED  
2009 MAY -4 AM 10:40  
RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF CA. S.J.

UNITED STATES FEDERAL COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CHIN-LI MOU,

Plaintiff,

vs.

West Valley College, an individual and a  
non-profit educational corporation; JOHN  
HENDRICKSON, an individual; PHILIP L.  
HARTLEY, an individual; ERNEST  
SMITH, an individual; LAURA LORMAN,  
an individual; CHRIS ROLEN, an  
individual; LINBERO #107, an individual.

Defendants.

CASE NO. C09-01910

[PROPOSED] Order—Granting temporary  
restraining order without notice to adverse  
party—Setting date for hearing of  
application for preliminary injunction

Filed: May 04, 2009

ORDER

The court has considered plaintiff's pleading for **temporary restraining order without notice to adverse party** pending the hearing and determination of plaintiff's pleading for a preliminary injunction; the declaration of Steven Yang and Chin-Li Mou, in which it appears that West Valley staff caused plaintiff to lose her First Amendment Right, which cause irreparable

1 harm. On the basis of these pleadings and papers, it appears to the court that plaintiff will suffer  
2 immediate and irreparable injury, loss, and damage before **notice** can be given and defendant or  
3 its attorney can be heard in opposition to the issuance of a **temporary restraining order**, in that  
4 losing her First Amendment rights cause irreparable injury, before a hearing can be had on  
5 plaintiff's motion for a preliminary injunction.  
6

7 Accordingly, the court is of the opinion that the **temporary restraining order** should be  
8 issued without **notice** to defendant or defendant's counsel, their officers, agents, employees,  
9 successors, and attorneys, and all those in active concert or participation with them. Therefore, it  
10 is **ordered** that:  
11

- 12 1. Defendant, its officers, agents, employees, successors, and attorneys, and all those in  
13 active concert or participation with them, are enjoined and **restrained** from denying  
14 Plaintiff, Chin\_Li Mou, for going back to the classes she enrolled during this semester  
15 and be able to attend the future school year; dropping her from the class she already  
16 finished in March, or from suspending, excluding, or threatening to suspend or exclude  
17 plaintiff from classes; or denying her rights; or creating non-exist school rules to force her  
18 to follow, until such time as plaintiff's motion for a preliminary injunction can be heard  
19 and determined.  
20
- 21 2. Plaintiff's motion for preliminary injunction will be heard by this court at *[time of*  
22 *hearing]*, on May ,2009.  
23
- 24 3. Plaintiff is not required to post bond or other security as a condition for obtaining this  
25 **order**.  
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1 4. The **temporary restraining order** issued in this action will expire on May, 2009, unless  
2 within that time the **order** is extended for good cause shown, or unless defendant  
3 consents to an extension.

4 5. A copy of this **order** shall be immediately served by the United States marshal on  
5 defendant.  
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8 Dated: May 4, 2009  
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The Honorable Judge Patricia V. Trumbull  
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