

United States District Court
for the
Southern District of Florida

Carlton Hunter, Jr., Plaintiff)	
v.)	
Christiana Trust, a division of)	
Wilmington Savings Fund Society,)	Civil Action No. 15-22993-Scola
FSB as trustee of ARLP Trust 2, Bank)	
of America, N.A., Florida Foreclosure)	
Attorneys, PLLC, Defendants)	

Order Denying Emergency Motion For Temporary Restraining Order

Carlton Hunter, Jr. asks the Court to issue a temporary restraining order and preliminary injunction preventing the Defendants from “attempting to consummate a sale of the subject property at issue.” (Mot. 1, ECF No. 21.) The Court denies the motion for two reasons. First, the Court is uncertain if it has subject-matter jurisdiction over this case, and the inclusion of a Florida-based limited liability company strongly suggests that the Court does not have jurisdiction. (See Order Requiring 2d Am. Compl. 2, ECF No. 20.) Second, the motion asks the Court to enjoin the state-court foreclosure proceedings. But “[t]he Anti-Injunction Act prohibits a federal court from ‘grant[ing] an injunction to stay proceedings in a State court except as expressly authorized by Act of Congress, or where necessary in aid of its jurisdiction, or to protect or effectuate its judgments.’” *Mercer v. Sechan Realty, Inc.*, 569 F. App’x 652, 655 (11th Cir. 2014) (quoting 28 U.S.C. § 2283). Hunter has not presented any argument that this case falls within any of the exceptions to the Anti-Injunction Act.

After considering the motion, the record, and the relevant legal authorities, the Court **denies** the emergency motion for a temporary restraining order and preliminary injunction (ECF No. 21).

Done and ordered at Miami, Florida on October 7, 2015.

Robert N. Scola, Jr.
United States District Judge