

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JOHN NESTEL, JR.,

Plaintiff,

Civil Action No.  
12-CV-12511

vs.

HON. MARK A. GOLDSMITH

DANIEL MENAKE, et al.,

Defendants.

\_\_\_\_\_ /

**ORDER DENYING WITHOUT PREJUDICE PLAINTIFF'S MOTION FOR  
TEMPORARY RESTRAINING ORDER**

The one-sentence “petition for restraint against transfer of property, money, and assets” (Dkt. 43), filed yesterday, is denied without prejudice for failure to comply with the following authority:

- E.D. Mich. LR 5.1(a)(2) (requiring pagination);
- E.D. Mich. LR 7.1(d)(1) (requiring motions to be accompanied by a brief);
- E.D. Mich. LR 7.1(d)(2) (requiring concise statement of issues presented and controlling or most appropriate authority for the relief sought);
- Rivet v. State Farm Mut. Auto. Ins. Co., 316 F. App'x 440, 449 (6th Cir. 2009) (requiring that arguments be supported and developed);
- Fed. R. Civ. P. 7(b)(1) (requiring that motions state “with particularity the grounds for seeking the order”).

Counsel is directed to familiarize himself with the rules governing motion practice and, in particular, the rules governing the issuance of temporary restraining orders, before filing any additional papers with this Court.

SO ORDERED.

Dated: March 29, 2013  
Flint, Michigan

s/Mark A. Goldsmith  
MARK A. GOLDSMITH  
United States District Judge

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on March 29, 2013.

s/Deborah J. Goltz  
DEBORAH J. GOLTZ  
Case Manager