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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

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13 SHIGE TAKIGUCHI, FUMI NONAKA,) 2:13-cv-01183-HDM-VCF
14 MITSUAKI TAKITA, TATSURO SAKAI,)
15 SHIZUKO ISHIMORI, YUKO NAKAMURA,)
16 MASAAKI MORIYA, HATSUNE HATANO,) ORDER
17 AND HIDENAO TAKAMA, Individually)
18 and on Behalf of All Others)
19 Similarly Situated,)
20 Plaintiffs,)
21 vs.)
22 MRI INTERNATIONAL, INC., EDWIN J)
23 FUJINAGA, JUNZO SUZUKI, PAUL)
24 MUSASHI SUZUKI, LVT, INC., dba)
25 STERLING ESCROW, and DOES 1-500,)
26 Defendants.)
27 _____)

28 On September 18, 2014, the court entered a preliminary
injunction freezing the Suzukis' assets (ECF No. 183). The order
allowed a limited exception to the freeze for "normal living
expenses and legal fees." *Id.* at 17. Since that date, the
defendants have expended at least \$1,717,090.24 in attorney's fees,
\$8,447.86 for general living expenses, and \$5,821.59 for

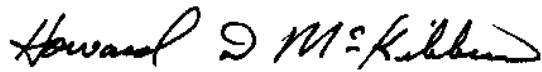
1 preservation of assets. (ECF No. 355). On May 2, 2016, in
2 response to the plaintiffs' request that the court modify the
3 injunction to limit or eliminate the attorney's fee carve-out, the
4 court directed the Suzukis to provide the court with a reasonable
5 monthly limit for attorney's fees. (See ECF No. 424 (Minutes of
6 the Court Dated May 2, 2106)). The schedule filed by the Suzukis
7 on May 17, 2016, suggests a monthly limit of \$90,000.00 for
8 attorney's fees, \$40,000.00 of which would be for this litigation
9 alone (ECF No. 439). The schedule further proposes a monthly limit
10 of \$10,000.00 for preservation of assets, and indicates that at the
11 time of filing the Suzukis had \$66,838.99 in outstanding invoices
12 for preservation of assets. *Id.* Nothing filed by the Suzukis
13 provides any sort of detail as to these expenditures.

14 The amounts sought in the schedule filed on May 17, 2016, are
15 unreasonable and are not authorized by the provision of the
16 injunction allowing payment of reasonable fees relating to this
17 litigation only. Accordingly, pursuant to the provision of the
18 injunction that allows payment of normal living expenses and legal
19 fees, the Suzukis may pay up to \$10,000.00 per month for attorney's
20 fees relating to this litigation only and up to \$5,000.00 per month
21 for expenses related to the preservation of assets. The Suzukis
22 shall file monthly accountings with the court detailing any such
23 expenditures. The Suzukis and their agents and representatives,
24 and all persons and entities under the control of or acting in
25 concert with either of them are prohibited from using any of the
26 assets or expending any of the funds that are the subject of the
27 injunction in excess of the amounts set forth above without prior
28 authorization of the court. All requests for excess expenditures

1 shall be submitted to the court for consideration, and the court,
2 after considering any objection by the plaintiffs, may increase the
3 amount authorized by this order for good cause shown. Any such
4 request shall contain an itemization of the funds expended
5 sufficient for the court to determine the reasonableness of the
6 expenditures.

7 **IT IS SO ORDERED.**

8 DATED: This 30th day of June, 2016.

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11 UNITED STATES DISTRICT JUDGE
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