

FLASTER/GREENBERG P.C.

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**IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF NEW JERSEY**

<p>GOLDIN AUCTIONS, LLC,</p> <p style="text-align: center;">Plaintiff,</p> <p>v.</p> <p>KOBE BRYANT,</p> <p style="text-align: center;">Defendant.</p>	<p>CIVIL ACTION NO.</p>
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**ORDER TO SHOW CAUSE WITH TEMPORARY
 RESTRAINTS PURSUANT TO F.R.C.P. 65 AND L.R. 65.1**

THIS MATTER having been brought before the Court upon the ex parte application of Plaintiff Goldin Auctions, LLC, (“Goldin Auctions”), by its undersigned attorneys Flaster/Greenberg P.C., for entry of an Order to Show Cause why a preliminary injunction and temporary restraints should not be issued against Defendant, Kobe Bryant, (“Defendant”), and the Court having considered the facts set forth in the Verified Complaint and exhibits, the supporting Memorandum of Law, Declaration of Jeffrey A. Cohen, Esquire with attached Exhibit A, Certification of Pamela Bryant filed herewith, and this proposed Order to Show Cause, and it appearing to the Court that notice to the adverse parties and their counsel is not

required because immediate and irreparable damage, loss and injury will result to Goldin Auctions if temporary restraints and injunctive relief are not issued without such notice and before the case can be fully heard on its merits; and for good cause shown:

It is on this ____ day of May, 2013 ORDERED that Defendant appear and show cause before the United States District Court for the District of New Jersey at the Mitchell H. Cohen U.S. Courthouse, I John F. Gerry Plaza, Camden, New Jersey at ____ o'clock in the ____ noon or as soon thereafter as counsel can be heard, on the _____ day of May, 2013 why an Order should not be issued preliminarily:

- A. Enjoining Defendant from interfering with the June 2013 auction;
- B. Ordering expedited discovery to allow to a determination of this matter in advance of the June 2013 auction;
- C. Granting such other relief to Goldin Auctions as the Court deems equitable and just.

AND IT IS FURTHER ORDERED AND ADJUDGED that, good cause having been found for the issuance of temporary restraints, the Court hereby temporarily restrains and enjoins Defendant pending further Order of the Court, from:

- A. Enjoining Defendant from interfering with the June 2013 auction.

AND IT IS FURTHER ORDERED that:

1. A copy of this Order to Show Cause, the Verified Complaint and exhibits, Memorandum of Law, and Declaration of Jeffrey A. Cohen, Esquire with attached Exhibit A, Certification of Pamela Bryant submitted in support of this application, and summonses, be served upon the Defendant personally or by substituted service by _____ within ____ days of the date hereof, in accordance with F.R.C.P. 4.

2. Plaintiff must file with the Court ____ proof of service of the foregoing filed documents on the Defendant no later than three (3) days before the return date.

3. On two days' notice to Plaintiff's counsel, or on shorter notice if set by the Court, Defendant may appear and move to dissolve or modify the temporary restraints imposed by this Order.

4. Defendant shall file and serve a written response to this Order to Show Cause and the request for entry of injunctive relief, along with proof of service, by May ____, 2013. The original of such response documents must be filed with the Clerk of the Court and by ECF. Defendant must send a copy of any such response papers directly to the chambers of the Hon. _____, United States District Judge, Room 6060, at the Mitchell H. Cohen U.S. Courthouse, 1 John F. Gerry Plaza, Camden, New Jersey 08101, and by hand-delivery to Plaintiff's attorney whose name and address appears above.

5. Plaintiff must file and serve any written reply to any response of Defendant by May ____, 2013. The original of such reply documents must be filed with the Clerk of the Court and by ECF. Plaintiff must send a copy of any such reply papers directly to the chambers of the Hon. _____, United States District Judge, Room 6060, at the Mitchell H. Cohen U.S. Courthouse, 1 John F. Gerry Plaza, Camden, New Jersey 08101, and by hand-delivery to Defendant or their counsel at the address in Defendant's response papers.

6. If Defendant does not file and serve a response in opposition to this Order to Show Cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that Plaintiff files a proof of service and a proposed form of order at least three days prior to the return date.

7. Defendant shall serve and file their Answer to the Complaint upon counsel for Plaintiff within _____ days from the date of service of the Complaint. If Defendant fails to so file and serve his answer, judgment by default will be entered against Defendant for the relief demanded in the Complaint.

, U.S.D.J.