

David W. Fassett (DWF 1636)
ARSENAULT WHIPPLE FASSETT & AZZARELLO, LLP
560 Main Street
Chatham, NJ 07928
(973) 635-3366
Attorneys for Plaintiff

U.S. DISTRICT COURT

2010 DEC 23 P 12: 29

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
NEWARK VICINAGE

GREEN STRIPE, INC., t/a
G.S. DISTRIBUTION COMPANY

Plaintiff

v.

FOOD KING, INC.,
BARBARA GINSBERG,
MARC GINSBERG, and
MICHAEL GINSBERG

Defendants

Civil Action No. 10-6741(DRD)

**ORDER TO SHOW CAUSE WITH
TEMPORARY RESTRAINTS AND WITHOUT NOTICE**

THIS MATTER having come before the Court on the application of Plaintiff Green Stripe, Inc., t/a G.S. Distribution Company ("Plaintiff") for an Order to Show Cause with Temporary Restraints and without Notice; and the Court having reviewed the Complaint, the Memorandum of Law, the Affidavit of Jane Stewart, Plaintiff's Accounts Receivable Manager, and the Certification of Counsel submitted herewith; and for the reasons stated on the record on December 23, 2010, and for good cause shown;

IT IS on this 23rd day of December, 2010,

ORDERED that the foregoing application be, and hereby is, **GRANTED**; and it is further

ORDERED that Defendants shall show cause before this Court on ~~January~~ ^{DECEMBER 30} ___, 2010 at 9:30 o'clock in the ~~FORE~~ noon why the Court should not issue an Order under Rule 65(a) of the Federal Rules of Civil Procedure preliminarily enjoining the Defendants, their customers, agents, officers, subsidiaries, assigns, and banking institutions, from alienating, dissipating, paying over, or assigning any assets of Defendant Food King, Inc. ("Food King"), its subsidiaries or related companies, except for payment to Plaintiff, until further order of this Court or until Defendants pay Plaintiff the sum of \$176,007.87 by cashier's check or certified check ("the Preliminary Injunction Hearing"); and it is further

ORDERED that Defendants shall file and serve any papers in advance of the Preliminary Injunction Hearing by DECEMBER 25 ___, 2010; and it is further

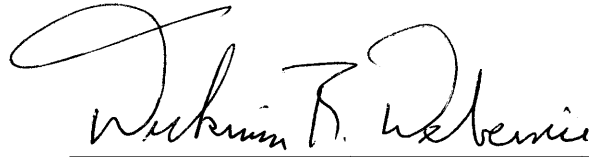
ORDERED that Plaintiff shall file and serve any reply papers in advance of the Preliminary Injunction Hearing by DECEMBER 29 ___, 2010; and it is further

ORDERED that, pending the Preliminary Injunction Hearing, Defendants, their customers, agents, officers, subsidiaries, assigns, and banking institutions be, and hereby are, **TEMPORARILY RESTRAINED AND ENJOINED**, pursuant to Rule 65(b) of the Federal Rules of Civil Procedure, from alienating, dissipating, paying over or assigning any assets of Food King its subsidiaries or related companies, except for payment to Plaintiff, until further order of this Court or until Defendants pay Plaintiff the sum of \$176,007.87, as set forth above, by cashiers' check or certified check ("the Temporary Restraints"); and it is further

ORDERED that no security or bond shall be required under Rule 65(c) of the Federal Rules of Civil Procedure because it appears that Defendants presently hold \$176,007.87 worth of Plaintiff's assets; and it is further

ORDERED that Plaintiff shall serve one copy each of this Order and the materials submitted in support thereof upon Defendants by hand delivery or overnight delivery service delivered to Defendants at 1350 Galloping Hill Road, Union, New Jersey 07083 on or before

DECEMBER 24 _____, 2010, and that such service shall effectuate service of process as to all Defendants.

A handwritten signature in cursive script, appearing to read "William F. Weber". The signature is written in black ink and is positioned above a horizontal line.

U.S.D.J.