

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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PASHA S. ANWAR, et al., :
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 Plaintiffs, :
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 - against - :
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 FAIRFIELD GREENWICH LIMITED, :
 et al., :
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 Defendants. :
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ORDER

VICTOR MARRERO, United States District Judge.

Plaintiffs Standard Chartered Bank International (Americas) Limited ("Standard Chartered") and StanChart Securities International, Inc. ("StanChart") (together, "Plaintiffs") move the Court for a temporary restraining order and preliminary injunction in connection with three matters related to an already-commenced arbitration. They ask the Court: (1) to reverse a partial arbitration award finding that StanChart is a proper party before a particular arbitral panel; (2) to reverse the consolidation of proceedings against Standard Chartered in the arbitration; and (3) to stay all discovery in the arbitration because some of the discovery overlaps with a stay of discovery currently in place in this case pursuant to the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4(b)(3)(B).

The Court is not persuaded that Plaintiffs have satisfied the high burden they are required to meet to obtain the

injunctive relief they seek. Upon review of the papers filed in support of and in opposition to Plaintiffs' motion, the Court finds that Plaintiffs have not made a sufficient showing of irreparable harm, or of their likelihood of success on the merits or of sufficiently serious questions going to the merits to make them a fair ground for litigation and a balance of hardships tipping decidedly toward the Plaintiffs. See Citigroup Global Markets, Inc. v. VCG Special Opportunities Master, 598 F.3d 30, 35 (2d Cir. 2010). Accordingly, the Court denies Plaintiffs' motion on all three grounds. The Court's findings, reasoning and conclusions will be set forth in a Decision and Order to be issued separately.

Accordingly, it is hereby

ORDERED that the motion of plaintiffs Standard Chartered Bank International (Americas) Limited and StanChart Securities International, Inc. for a Temporary Restraining Order and For Preliminary Injunction (Docket No. 485) is DENIED.

SO ORDERED.

Dated: NEW YORK, NEW YORK
23 July 2010



Victor Marrero
U.S.D.J.