

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CECIL THOMAS; PAMELA THOMAS,

Plaintiffs,

v.

OCWEN LOAN SERVICING, LLC;
DEUTSCHE BANK NATIONAL TRUST
CO.; QUALITY LOAN SERVICE CORP.,

Defendants.

No. 2:17-CV-01222-RSM

STIPULATED PRELIMINARY
INJUNCTION ORDER

STIPULATED PRELIMINARY INJUNCTION
ORDER (No. 2:17-CV-01222-RM) – 1

71045-0163/137680521.1

Perkins Coie LLP
1120 N.W. Couch Street, 10th Floor
Portland, OR 97209-4128
Phone: 503.727.2000
Fax: 503.727.2222

1 Plaintiffs and Defendants Ocwen Loan Servicing, LLC (“OLS”) and Deutsche Bank
2 National Trust Co. (“Deutsche Bank”) hereby stipulate that the following order may be entered:

3 DATED this 15th day of November, 2017.

4 By: s/ Keith D. Karnes WSB No. 35000
5 Attorneys for Plaintiffs CECIL THOMAS and
6 PAMELA THOMAS
7 Karnes Law Offices, PC
8 1860 Hawthorne Ave. N.E.
9 Salem, OR 97301
10 Telephone: 503.385.8888
11 Facsimile: 503.385.8899

12 By: s/ Thomas N. Abbott [Pro Hac Vice]
13 Attorneys for Defendants OCWEN LOAN
14 SERVICING, LLC and DEUTSCHE BANK
15 NATIONAL TRUST CO.
16 **Perkins Coie LLP**
17 1120 N.W. Couch Street, 10th Floor
18 Portland, OR 97209-4128
19 Telephone: 503.727.2000
20 Facsimile: 503.727.2222
21 Email: TAbbott@perkinscoie.com

22 ORDER

23 This matter comes before the Court on the stipulation of all parties. For purposes of
24 determining whether a preliminary injunction should issue and only for such purposes, the
25 parties have stipulated that:

- 26 1. Plaintiffs have shown a likelihood of success on the merits and the possibility of
irreparable harm if a preliminary injunction prohibiting Defendants from proceeding with
nonjudicial foreclosure of certain real property known as 15550 148th Ave NE, Woodinville,
WA 98072 does not issue.
2. There is good cause for issuing this Order pursuant to Federal Rule of Civil
Procedure 65.
3. The balance of hardships weighs in favor of Plaintiff.

STIPULATED PRELIMINARY INJUNCTION
ORDER (No. 2:17-CV-01222-RM) – 2

Perkins Coie LLP
1120 N.W. Couch Street, 10th Floor
Portland, OR 97209-4128
Phone: 503.727.2000
Fax: 503.727.2222

1 For these reasons, the Court hereby ORDERS that:

2 1. Defendants are hereby enjoined from proceeding with nonjudicial foreclosure of
3 certain real property known as 15550 148th Ave NE, Woodinville, WA 98072.

4 2. Plaintiffs shall remit payment to the Court Registry the sum of \$1,844.77 on or
5 before the 15th day of each month beginning on December 1, 2017; in the event the 15th day of
6 the month is a weekend or holiday, the Plaintiffs shall make payment the next business day
7 following the 15th.

8 3. This Order shall remain in effect until the trial on the merits or further order of the
9 Court; and

10 4. In view of the foregoing, the Clerk is directed to strike the November 20, 2017,
11 hearing date on Plaintiffs' motion for preliminary injunction and on the show cause return for the
12 Temporary Restraining Order; Order Noting Motion for Preliminary Injunction entered
13 September 8, 2017.

14 Dated this 17th day of November, 2017.

15 

16 RICARDO S. MARTINEZ
17 CHIEF UNITED STATES DISTRICT JUDGE