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8 Attorneys for Plaintiffs,
9 **THADDEUS J. POTOCKI and KELLY R. DAVENPORT**

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12 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
13 **IN AND FOR THE COUNTY OF SACRAMENTO**

LAW OFFICES OF TED A. GREENE, INC.
1912 F Street, Suite 110, Sacramento, California 95811
Telephone: (916) 442-6400

14 THADDEUS J. POTOCKI and KELLY R.
15 DAVENPORT,

16 Plaintiffs,

17 vs.

18 WELLS FARGO BANK, N.A.; FIRST
19 AMERICAN SERVICING SOLUTIONS, LLC;
20 U.S. BANK, N.A.; and DOES 1 through 100,
21 inclusive,

22 Defendants.

CASE NO.: 34-2014-00160873

~~[PROPOSED]~~ TEMPORARY
RESTRAINING ORDER AND ORDER
TO SHOW CAUSE WHY A
PRELIMINARY INJUNCTION
SHOULD NOT BE ISSUED

Date: March 28, 2014
Time: ~~2:30 PM~~ 9:15 a m
Dept.: 53

1 To defendants WELLS FARGO BANK, N.A.; FIRST AMERICAN SERVICING
2 SOLUTIONS, LLC; U.S. BANK, N.A. and all of their officers, agents, servants, employees,
3 trustees, and attorneys, and those persons in active concert or participation or privity with any of
4 them:

5 YOU ARE ORDERED to appear in Department 53 of this Court, located at 800 9th
6 Street, Sacramento, California 95814, at 2 p.m./a.m. on Ap. 14, 2014 to give any legal reason
7 why a restraining order prohibiting the Trustee's Sale of the real property located at 3410 West
8 Country Club Lane, Sacramento, California 95821, should not be granted during the pendency of
9 this action.

10 Any moving papers to support the Order to Show Cause shall be filed with this Court and
11 served on Defendants (if not already) according to code by April 1, 2014.

12 Any opposition papers to the Order to Show Cause shall be filed with this Court and
13 served on Plaintiffs' attorneys by mail and fax or email by April 9, 2014.

14 ~~Any reply brief shall be filed with this Court and served on Defendants' attorneys~~
15 ~~according to code by mail and fax or email by waived, DIB~~

16 **TEMPORARY RESTRAINING ORDER**

17 THIS COURT FINDS that Defendants were informed of the date, time, and place of the
18 Application for Temporary Restraining Order and for Issuance of the Order to Show Cause Re:
19 Preliminary Injunction to Restrain Foreclosure Trustee's Sale of the subject property would be
20 heard.

21 THE COURT ORDERS UNTIL THE HEARING ON THE ORDER TO SHOW CAUSE
22 as set forth above or as may be continued by order of this Court, Defendants, and all of their
23 officers, agents, servants, employees, trustees and attorneys, and those persons in active concert
24 or participation or privity with any of them are enjoined and prohibited from conducting the
25 Trustee's Sale of the real property located at 3410 West Country Club Lane, Sacramento,
26 California 95821.

27
28

April 2

personally

1 By the close of business on the ~~date of this order~~, a copy of this order shall be served by
2 ~~facsimile and email (if available)~~ on all Defendants. ^{pursuant to}

DIB

3 CRL 3.1150. Proof of service of the moving papers must be filed
4 5 court days before the hearing.

IT IS SO ORDERED.

7 DATED: March 28, 2014



Judge of the Superior Court of California
County of Sacramento

DAVID I. BROWN

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