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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11	KENNETH J. SCHMIER,)	CASE NO. CV-09-2740-WHA
12)	
	Plaintiff,)	
13)	
	vs.)	[PROPOSED]
14)	
15	JUSTICES OF THE CALIFORNIA SUPREME)	TEMPORARY RESTRAINING ORDER
16	COURT; MEMBERS OF THE JUDICIAL)	AND ORDER TO SHOW CAUSE RE
17	COUNCIL OF CALIFORNIA; SCOTT)	PRELIMINARY INJUNCTION.
18	DREXEL, in his capacity as Chief Trial Counsel)	
19	for the State Bar of California; COMMISSIONER))	DATE: _____
20	KENNETH I. SCHWARTZ, in his capacity as)	TIME: _____
21	Traffic Judge, Dept. C54, Superior Court of)	CTRM: 9
22	California, County of Orange; ANTHONY)	
23	RACKAUCKAS, District Attorney for the)	
24	County of Orange; and DOES 1 through 50,)	
25	inclusive,)	
26)	
27	Defendants.)	
28	_____)	

The Court, having received and reviewed Ex Parte Application of Plaintiff, KENNETH J. SCHMIER, for a Temporary Restraining Order re Order to Show Cause re issuance of a Preliminary Injunction, and the Court having further reviewed the evidence, declarations, and points and authorities and arguments supporting and opposing said application, and the court having further found good cause existing therefor,

1 JUSTICES OF THE CALIFORNIA SUPREME COURT; MEMBERS OF THE JUDICIAL
2 COUNCIL OF CALIFORNIA; SCOTT DREXEL, in his capacity as Chief Trial Counsel for the State
3 Bar of California; COMMISSIONER KENNETH I. SCHWARTZ, in his capacity as Traffic Judge, Dept.
4 C54, Superior Court of California, County of Orange; ANTHONY RACKAUCKAS, District Attorney
5 for the County of Orange, and all persons in active concert or participation with them, who receive actual
6 notice of this order by personal service or otherwise, are hereby ordered to appear and to show cause, if
7 any they may have, on _____, 2009, at the hour of _____ a.m., or as soon thereafter as may be
8 heard by this Court, in Department 9 of this United States District Courthouse, located at 450 Golden
9 Gate Avenue, San Francisco, California, or otherwise as may be ordered by this Court, why a Preliminary
10 Injunction should not issue, pursuant to Fed.R.Civ.P. Rule 65, Local Rule 65-1, and 42 U.S.C. § 1983,
11 restraining and enjoining the Defendants JUSTICES OF THE CALIFORNIA SUPREME COURT;
12 MEMBERS OF THE JUDICIAL COUNCIL OF CALIFORNIA; SCOTT DREXEL, in his capacity as
13 Chief Trial Counsel for the State Bar of California; COMMISSIONER KENNETH I. SCHWARTZ, in
14 his capacity as Traffic Judge, Dept. C54, Superior Court of California, County of Orange; ANTHONY
15 RACKAUCKAS, District Attorney for the County of Orange; and DOES 1 through 50, inclusive, and
16 any of their officers, agents, servants, employees, and attorneys, and all persons in active concert or
17 participation with them, and/or who receive actual notice of this order by personal service or otherwise,
18 during the pendency of this action, from promulgating and/or enforcing California Rules of Court Rule
19 8.1115(a), which rule precludes the mention or reference by Plaintiff, and/or by any other member of the
20 State Bar of California and/or by any party acting in propria persona, to any unpublished and/or
21 depublished decisional authority of the appellate courts of the State of California in any specific judicial
22 proceeding in which Plaintiff and/or other State Bar Members are acting as counsel of record, and/or by
23 any self-represented parties, and further precludes said court's reliance on said unpublished or
24 depublished authority.

25 IT IS FURTHER HEREBY ORDERED that, pending the hearing and determination of said Order to
26 Show Cause, that the above-named Defendants, and each of them, and their officers, agents, employee,
27 representatives, and all other persons in active concert or participation with them, and/or who receive actual
28 notice of this order by personal service or otherwise, are hereby restraining and enjoined from engaging in

1 any of the above-cited acts.

2 Any opposition to the Order to Show Cause shall be filed and personally served not later than __:__
3 p.m. on _____, 2009. Any reply to said opposition shall be filed and personally served not later than
4 __:__ p.m. on _____, 2009.

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6 DATED: June _____, 2009

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UNITED STATES DISTRICT COURT JUDGE

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