



1 Glenn I. Chernigoff, DC Bar No. 488500  
 2 gchernigoff@cftc.gov  
 3 Timothy M. Kirby, Illinois Bar No. 6289944  
 4 Luke B. Marsh, DC Bar No. 475635  
 5 Gretchen L. Lowe, DC Bar No. 421995  
 6 Commodity Futures Trading Commission  
 7 1155 21st Street, N.W.  
 8 Washington, D.C. 20581  
 9 Telephone: (202) 418-5000  
 10 Facsimile: (202) 418-5523

11 Kent Kawakami, CA Bar No. 149803  
 12 United States Attorney's Office  
 13 Civil Division  
 14 300 North Los Angeles Street, Room 7516  
 15 Los Angeles, CA 90012  
 16 Telephone: (213) 894-4858  
 17 Facsimile: (202) 894-2380

18 Attorneys for Plaintiff United States  
 19 Commodity Futures Trading Commission

20 United States District Court  
 21 Central District of California  
 22 Southern Division

23 U.S. Commodity Futures ) Civil No.: SACV 08-1352-AG (RNBx)  
 24 Trading Commission, )  
 25 ) Order To Show Cause Re:  
 26 Plaintiff, ) Preliminary Injunction  
 27 )  
 28 v. )  
 29 )  
 30 Paul Abad, Thirteen Thirty-)   
 31 Two, Inc., and Thirteen )  
 32 Thirty-Two, Inc. dba "MRTS )  
 33 Asset Management," )  
 34 )  
 35 Defendants. )

Order To Show Cause Re: Preliminary Injunction - 1

1 Pursuant to Rule 65 of the Federal Rules of Civil  
2 Procedure and to Rule 65-1 of the Local Rules of this  
3 Court, Defendants shall appear before the Honorable  
4 ANDREW J. GUILFORD, United States District  
5 Judge, on December 10, 2008, at 5:00  
6 ~~a.m.~~ (p.m.) in order to show cause, if any, why the Court  
7 should not grant the application of Plaintiff for a  
8 preliminary injunction.  
9  
10  
11

12 Defendants shall file any argument or evidence in  
13 opposition to Plaintiff's application on or before  
14 December 5, 2008. Defendants shall serve all  
15 such argument or evidence on Plaintiff by hand-  
16 delivering it to the United States Attorney's Office,  
17 411 West Fourth Street, Suite 8000, Santa Ana, CA  
18 92701-4599, and sending e-mail or telephonic notice of  
19 that hand-delivery to plaintiff's counsel, Glenn  
20 Chernigoff, at gchernigoff@cftc.gov and (202) 418-5523,  
21 or by sending it overnight mail to Glenn Chernigoff,  
22 CFTC, 1155 21<sup>st</sup> St., N.W., Washington, D.C. 20581.  
23  
24  
25  
26  
27  
28

Order To Show Cause Re: Preliminary Injunction - 2

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  
27  
28

SO ORDERED, on the 1st day of December,

2008.

ANDREW J. GUILFORD

UNITED STATES DISTRICT JUDGE

Order To Show Cause Re: Preliminary Injunction - 3