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AUG 09 2016  
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**FILED**  
Superior Court of California  
County of Los Angeles

AUG 09 2016

Sherri B. Carter, Executive Officer/Clerk  
By *Michael Rivera* Deputy  
Michael Rivera

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES**

MUNIER BERNARD ALLISON et al.,  
  
Plaintiffs,  
  
v.  
  
BRENTWOOD MANOR, INC. et al.,  
  
Defendants.

Case No. BC629538

**[PROPOSED] TEMPORARY  
RESTRAINING ORDER AND  
ORDER TO SHOW CAUSE RE  
PRELIMINARY INJUNCTION**

1 ORDER TO SHOW CAUSE

2 To Defendants Brentwood Manor, Inc., Andrew Roth, June Gatewood, and Oscar  
3 Montoya (“Defendants”):

4 Based upon Plaintiffs’ *Ex Parte* Application for a Temporary Restraining Order and an  
5 Order to Show Cause Re Issuance of a Preliminary Injunction, and on declarations, evidence,  
6 argument submitted in support thereof, matters of which the Court may take judicial notice, and  
7 for good cause shown, you are ordered to appear on 8/30/16 at 9:30 am. in Department  
8 82 of the Los Angeles Superior Court located at 111 North Hill Street Los Angeles, CA  
9 90012 to show cause why a preliminary injunction should not be ordered restraining and  
10 enjoining you and your employees and agents, or any other persons acting with you or in your  
11 behalf, from:

12 1. Closing the facility located at 1449 S Wellesley Ave, Los Angeles, CA 90025  
13 (“Brentwood Manor”) unless or until Defendants comply with the closure requirements set forth  
✓ 14 in Health & Safety Code section 1569.682 (“Section 1569.682”);

15 2. Initiating any action against any Plaintiff remaining in Brentwood Manor for  
✓ 16 possession of his or her room at Brentwood Manor (e.g., an unlawful detainer) prior to complying  
17 with Section 1569.682;

18 3. Transferring any Plaintiff remaining in Brentwood Manor to another facility  
✓ 19 without first obtaining knowing written consent from the Plaintiff, Plaintiffs’ attorneys, or the  
20 Plaintiff’s designated representative, *which shall not be unreasonably withheld*

21 4. Transferring any Plaintiff remaining in Brentwood Manor to another facility  
22 without first remedying any bed bug infestation related to such Plaintiff’s person and their  
✓ 23 belongings, and utilizing heat treatment as the method of remediation if recommended by a  
24 professional pest control operator; and,

25 5. Ceasing to provide any critical services to Plaintiffs remaining at Brentwood  
✓ 26 Manor including, but not limited to, electricity, telephone service, and other utilities, as well as  
27 personal care assistance with basic activities like personal hygiene, dressing, and eating.  
28

1 TEMPORARY RESTRAINING ORDER

2 Pending hearing on the Order to Show Cause, you, your employees and agents, and any  
3 other persons acting with you or in your behalf are restrained and enjoined from:

4 1. Closing the facility located at 1449 S Wellesley Ave, Los Angeles, CA 90025  
5 (“Brentwood Manor”) unless or until Defendants comply with the closure requirements set forth  
6 in Health & Safety Code section 1569.682 (“Section 1569.682”);

7 2. Initiating any action against any Plaintiff remaining in Brentwood Manor for  
8 possession of his or her room at Brentwood Manor (e.g., an unlawful detainer) prior to complying  
9 with Section 1569.682;

10 3. Transferring any Plaintiff remaining in Brentwood Manor to another facility  
11 without first obtaining knowing written consent from the Plaintiff, Plaintiffs’ attorneys, or the  
12 Plaintiff’s designated representative;

13 4. Transferring any Plaintiff remaining in Brentwood Manor to another facility  
14 without first remedying any bed bug infestation related to such Plaintiff’s person and their  
15 belongings, and utilizing heat treatment as the method of remediation if recommended by a  
16 professional pest control operator; and,

17 5. Ceasing to provide any critical services to Plaintiffs remaining at Brentwood  
18 Manor including, but not limited to, electricity, telephone service, and other utilities, as well as  
19 personal care assistance with basic activities like personal hygiene, dressing, and eating.

20 **IT IS HEREBY FURTHER ORDERED** that no bond need be posted by Plaintiffs for  
21 costs and damages, if any, sustained by any defendant found to have been wrongfully enjoined or  
22 restrained.

23 **IT IS HEREBY FURTHER ORDERED** that this <sup>summons, Complaint, moving papers,</sup> Order to Show Cause and Temporary  
24 Restraining Order and supporting papers shall be served on <sup>all</sup> Defendants no later than  
25 8/12/16 by <sup>personal service</sup> ~~overnight mail~~. Proof of such service shall be filed <sup>by 8/16/16.</sup> ~~at least~~ ~~\_\_\_\_\_~~ court days  
26 prior to the hearing. Any opposition papers to the Order to Show Cause shall be filed and served  
27 on Plaintiff by overnight mail no later than 8/23/16. Any reply papers to the  
28

1 opposition shall be filed and served on Defendants by overnight mail no later than

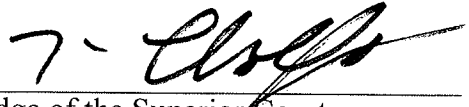
2 8/25/16

3 **IT IS HEREBY FURTHER ORDERED** that this Order shall remain in effect thereafter  
4 until further order of this Court.

5 **IT IS SO ORDERED.**

6  
7 Dated:

8/9/16

8   
9 Judge of the Superior Court

10 **JAMES C. CHALFANT**

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