

1 **Alan L. Geraci, Esq.** (SBN 108324)
CARE Law Group PC
2 817 W. San Marcos Blvd
San Marcos, CA 92078
3 (619) 231-3131 telephone
(760) 650-3484 facsimile
4 alan@carelaw.net

5 Attorneys for Petitioners, Roy B. Garrett and Mary Garrett

6
7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO-NORTH COUNTY DIVISION**
10

11 ROY B. GARRETT, and individual;
MARY GARRETT, an individual,

12 Petitioners,

13 vs.

14 CITY OF ESCONDIDO, a California
Municipality and DOES 1-10,

15 Respondents,
16
17

18 ESCONDIDO PUBLIC LIBRARY
BOARD OF TRUSTEES,

19 Real Party in Interest.
20

Case No. 37-2017-00045061-CU-WM-NC

**PETITIONERS EX PARTE NOTICE
FOR HEARING ON MOTION FOR
TEMPORARY RESTRAINING
ORDER AND FOR PRELIMINARY
INJUNCTION TO STAY
PRIVATIZATION OF THE
ESCONDIDO PUBLIC LIBRARY**

Honorable Earl H. Maas, III, Judge
Department N-28

TRO HEARING DATE: 1/8/2018
TRO HEARING TIME: 8:30 a.m.

PRELIMINARY INJUNCTION:
Date:
Time:

21 TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:


22 Petitioners, Roy Garrett and Mary Garrett, hereby bring this Motion *ex parte* for
23 Temporary Restraining Order California Code of Civil Procedure Section 527. A hearing on the
24 issuance of a temporary restraining order and request for hearing on preliminary injunction will
25 be held at the Superior Court of California, North County Division, 325 S. Melrose Drive, Vista,
26 California 92081, Department N-28, the Honorable Earl H. Maas, III, presiding, at the aforesaid
27 *ex parte* date and time.
28

Garrett v. City of Escondido
37-2017-00045061
Ex Parte Notice for Hearing on Motion for TRO
and Preliminary Injunction

1
2 Petitioners will rely on their Verified Petition for Writ of Mandate in addition to their
3 Memorandum of Points and Authorities in Support of their Motion for Temporary Restraining
4 Order and Preliminary Injunction to Stay the Privatization of the Escondido Public Library,
5 Declarations of Roy Garrett, John Donel, Debra Resler, and Brenda Townsend, and Alan Geraci
6 with Notice of Lodgment and Exhibits in support thereof. Notice of this hearing was provided by
7 written correspondence transmitted by email to the three attorneys representing Respondent, to
8 wit: Michael R. McGuinness (mmcguinness@ci.escondido.ca.us), Keith Phillips
9 (kphillips@escondido.org), and Mark P. Bookholder (Mbookholder@escondido.org) at their
10 published email addresses indicated on Thursday, January 4, 2018, by Alan L. Geraci, Esq. at
11 12:30 p.m.

12 Dated: 1/4/18

CARE LAW GROUP PC

13
14 
15 By: Alan L. Geraci, Attorney for
16 Petitioners Roy B. Garrett and Mary Garrett
17
18
19
20
21
22
23
24
25
26
27