

Wolfe Standing Order on Ex Parte TROs

In any hearing on an ex parte Temporary Restraining Order (other than a domestic violence case or other case involving an imminent threat of harassment or physical violence), the judge will inquire of Plaintiff's (or Applicant's) counsel:

1. Have you previously communicated with any lawyer for Defendant (or Respondent) regarding this dispute, and if not, do you know if Defendant has a lawyer?
2. How and when did you give Defendant or his counsel notice you are seeking a TRO at this hearing?
3. If you did not give notice, why not?
4. Did the notice of this hearing state the date, time, and specific courtroom?
5. Did the notice expressly inform Defendant "a Temporary Restraining Order may be entered against you if you do not appear"?
6. If you gave notice by email (or other written form), may I see it?
7. If Defendant replied to the email, may I see the reply?
8. If instead of granting your proposed TRO, I order Defendant to appear for a contested TRO hearing in three days, what irreparable harm is going to happen to your client in the next three days?