

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS
DEC 22 2000
DAVID J. MALAND, CLERK
BY _____
DEPUTY _____

Defendants.

1. It clearly appears from specific facts, shown by the verified complaint, that immediate and irreparable injury, loss, and damage will result to the applicant before the PHA, defendant, or that party's attorney can be heard in opposition to this motion. According to the facts alleged in such verified motion for temporary restraining order, the applicant will be ejected from her housing unit in the PHA without adequate cause therefor.

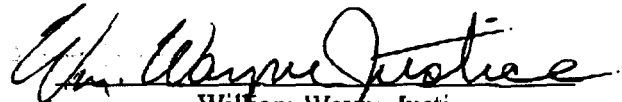
646

because the applicant is not guilty of the charges cited by defendant as justification for its actions, to the effect that the applicant has been allowing drug activities in and around her unit.

2. The applicant's attorney has certified to the court that a copy of the applicant's motion has been furnished to PHIA's attorney, T.K. Haynes, Esq., by Federal Express delivery.
3. The temporary restraining order herein granted shall expire 10 days after its issuance.
4. A hearing on the applicant's motion for preliminary injunction shall be set down, hereafter.

Accordingly, the PHIA shall be, and is hereby, temporarily restrained and enjoined from proceeding with the forcible detainer action above referred to, and from taking any further action to evict applicant, for a period of ten (10) days following the issuance of this temporary restraining order. This order shall be binding upon the defendant, PHA, its officers, agents, servants, employees, and attorneys, and upon those persons in active concert or participation with them who receive actual notice of this order, by personal service or otherwise.

SIGNED this 22nd day of December 2000, at 1:54 p.m.


William Wayne Justice
Senior United States District Judge
Eastern District of Texas