

FILED
JUL 29 2008

ALEX CALVO, CLERK
BY **JUDICIAL**
DEPUTY, SANTA CRUZ COUNTY

1 Dennis P. Howell, SBN 78806
2 Rebecca Connolly, SBN 145482
3 GRUNSKY, EBÉY, FARRAR & HOWELL
4 A Professional Corporation
5 240 Westgate Drive
6 Watsonville, CA 95076
7 Telephone (831) 722-2444
8 Facsimile (831) 722-6153

9 Attorneys for Plaintiff, The Regents of the
10 University of California
11 [EXEMPT FROM FEES - GOV. CODE, § 6103]

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF SANTA CRUZ

14 THE REGENTS OF THE UNIVERSITY OF
15 CALIFORNIA,

16 Plaintiff,

17 v.

18 CHRISTOPHER DAVID BENTEROU, et al.,

19 Defendants.

No. CV 158919

[PROPOSED] ORDER TO SHOW CAUSE
RE: PRELIMINARY INJUNCTION AS TO
DOE 4, DOE 5 AND DOE 6

20 ORDER TO SHOW CAUSE

21 **TO DEFENDANTS DOE 4, DOE 5 AND DOE 6:** Based upon the Complaint filed in this
22 action, the Preliminary Injunction issued by this Court on March 10, 2008 and moving papers in
23 support thereof, and the ex parte application in support of the issuance of the instant Order to Show
24 Cause, **YOU ARE HEREBY ORDERED** to appear on Aug 12, 2008, at 8:30
25 A.m., in Department 4 of this Court located at 701 Ocean Street, Santa Cruz, California, 95060 to
26 show cause why a preliminary injunction should not be ordered restraining and enjoining Doe 4, Doe
27 5 and Doe 6, and each of them, and all other persons acting in concert or participating with them, or
28 any of them, and all other persons with notice of the preliminary injunction from:

1 (1) lodging in, scaling, climbing, hanging, sleeping, sitting or standing on or in, any an all
2 trees on the grounds in or around Parking Lot 121 on the University of California, Santa Cruz campus
3 and/or,

4 (2) placing or maintaining any objects in those trees or grounds in or around Parking Lot
5 121 including, but not limited to, platforms, sleeping bags, hammocks, receptacles containing human
6 waste, setting open flame fires or other devices for preparing food with the use of fire, or ropes,
7 and/or,

8 (3) providing food or supplies to persons in those trees.

9 **IT IS FURTHER ORDERED THAT** this Order to Show Cause and ex parte application in
10 support thereof shall be served on the tree-sitting Doe defendants, Does 4, 5 and 6, no later than
11 Aug 4, 2008 in the same manner as that authorized by the Court on July 8, 2008 for
12 service of the summons and complaint by:

13 1. Leaving a copy of the Order to Show Cause and application in support thereof at the
14 base of the trees for the tree-sitting Does, and simultaneously giving them oral notice by way of
15 megaphone or other means of amplification from the base of the trees that the Order to Show Cause
16 and application in support thereof are being left at the base of the trees; and

17 2. Leaving notices at the base of the trees for each of the tree-sitting Does that plaintiff is
18 also posting copies of the Order to Show Cause and application in support thereof on a designated
19 website on-line, and simultaneously giving oral notice by way of megaphone or other means of
20 amplification from the base of the trees that the plaintiff is posting the Order to Show Cause and
21 application in support thereof at the designated website on-line.

22 **IT IS FURTHER ORDERED THAT** proof of such service shall be filed at least three court
23 days prior to the hearing. Any opposition papers to the Order to Show Cause shall be filed and served
24 on plaintiff by personal service no later than August 9, 2008. Any reply papers to the opposition
25 shall be filed and served on defendants by personal service no later than August 11, 2008.

26 Dated: July 29, 2008

27 PAUL P. BURDICK

28 _____
Judge of the Superior Court