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11
12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 MARIN ALLIANCE FOR MEDICAL)
15 MARIJUANA, a not-for-profit association;)
JOHN D'AMATO, an individual, MED)
16 THRIVE, INC. a not-for-profit cooperative)
corporation doing business as MedThrive)
17 Cooperative; THE JANE PLOTITSA SHELTER)
TRUST, a revocable living trust; and THE FELM)
18 TRUST, an irrevocable living trust; THE)
DIVINITY TREE PATIENTS' WELLNESS)
19 COOPERATIVE, INC., a non profit cooperative)
corporation)

Case No. CV-11-5349-SBA

**AMENDED NOTICE OF MOTION AND
MOTION FOR TEMPORARY
RESTRAINING ORDER AND
PRELIMINARY INJUNCTION**

Time:
Date:
Courtroom:

20
21 Plaintiffs/Petitioners,)
22 vs.)

23 ERIC HOLDER, Attorney General of the United)
States; MICHELLE LEONHART, Administrator)
of the Drug Enforcement Administration; HON.)
24 MELINDA HAAG, U.S. Attorney for the)
Northern District of California,)
25)

26 Defendants/Respondents.)

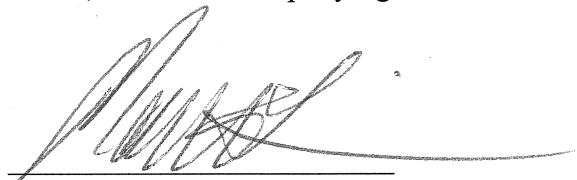
27 TO DEFENDANTS ERIC HOLDER, MICHELLE LEONHART, Hon. MELINDA HAAG

1 AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT at _____ (time) on _____ (date), or soon
3 thereafter as counsel may be heard, in the courtroom of the Honorable Judge Sandra B Armstrong,
4 located at Oakland Courthouse, 1301 Clay Street, Oakland, CA 94612, Plaintiffs/Petitioners will move
5 for an order for a preliminary injunction pursuant to Fed. R. Civ. P. 65 restraining and enjoining you,
6 your officers, agents, servants, employees and attorneys, and all those in active concert or participation
7 with you or them from interfering with the activities of Plaintiffs, herein, and those like situated
8 persons and entities, who allege lawful compliance with California state law and the California
9 Compassionate Use Act in the ownership, maintenance, leasing, renting or use of facilities within the
10 state of California for the production, distribution, transportation, or use of medical cannabis under
11 California state law as well as those persons, patients, collectives, cooperatives, and others who
12 actually produce, distribute, transport and use medical cannabis lawfully under California state law.

13 This motion will be made on the ground that immediate and irreparable injury will result to
14 Plaintiffs/Petitioners unless the activities described above are enjoined pending trial of this action, and
15 will be based on this Notice of Motion and Motion, the accompanying Memorandum of Points and
16 Authorities, the accompanying Request for Judicial Notice, and the accompanying declarations
17 attached hereto.

18 Date: November 11, 2011



19 Matthew Kumin
Attorneys for Plaintiffs/Petitioners

20 Additional Counsel

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