

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUL 02 2019 ★

LONG ISLAND OFFICE

CROWN CASTLE NG EAST LLC,

Plaintiff,

-against-

THE TOWN OF HEMPSTEAD,

Defendant.

**ORDER TO SHOW CAUSE  
FOR A TEMPORARY  
RESTRAINING ORDER AND  
PRELIMINARY INJUNCTION**

DOCKET NO.: 19-CV-3797

Upon the declarations of Gregory Sharpe, dated June 27, 2019, Rory Whelan, dated June 28, 2019, and Robert D. Gaudio, Esq., dated June 28, 2019, all declared and signed under penalty of perjury, and upon the copy of the Verified Complaint, and upon the Memorandum of Law in Support of Plaintiff's Application for a Temporary Restraining Order and Preliminary Injunction, annexed hereto, it is

ORDERED, that the above-named defendant show cause <sup>by serving and filing a memorandum of law, affidavits and evidence in opposition to plaintiff's application,</sup> before a motion term of ~~the Court, at Room \_\_\_\_\_, Long Island Federal Building and Courthouse, 100 Federal Plaza, Central Islip, New York,~~ <sup>or before</sup> July 17, 2019, <sup>by</sup> 5 o'clock in the after noon thereof, or as soon thereafter as counsel may be heard, why an order should not be issued pursuant to Rule 65 of the Federal Rules of Civil Procedure (a) enjoining the defendant during the pendency of this action from removing plaintiff's distributed antenna system nodes and related equipment from the public right-of-way; and it is further

ORDERED <sup>upon the plaintiff's posting of</sup> that security in the amount of \$ 1,500.00 <sup>be posted by the plaintiff</sup> ~~enjoined from removing plaintiff's distributed antenna system~~ <sup>enjoined from removing plaintiff's distributed antenna system</sup> prior to \_\_\_\_\_ at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon of that day, ~~nodes and related equipment from the public right-of-way pending and it is further~~ <sup>nodes and related equipment from the public right-of-way pending</sup> ~~hearing of plaintiff's application for a preliminary Injunction;~~ <sup>hearing of plaintiff's application for a preliminary Injunction;</sup>

*(Handwritten initials)*

*(Handwritten initials)*

ORDERED that personal service of a copy of this order and the annexed declarations, Verified Amended Complaint, and Memorandum of Law in Support of Plaintiff's Application for a Temporary Restraining Order and Preliminary Injunction upon the defendant or its counsel on or before 5 o'clock in the after noon, July 3, 2019.

shall be deemed good and sufficient service thereof; and it is further

ORDERED that a telephone conference will be held before the undersigned on July 18, 2019 at 11:30 a.m. Plaintiff shall

DATED: July 2, 2019 initiate the conference call and contact the Court at (631) 712-5630 with all parties on the line  
Central Islip, New York

ISSUED: 3:10 P.M

s/ Sandra J. Feuerstein

United States District Judge

