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Attorneys for Casey Cronin

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

CASEY CRONIN,

Plaintiff;

vs.

NATIONSTAR MORTGAGE, LLC; Federal
National Mortgage Association; and Quality
Loan Service Corporation of Washington,

Defendants.

Case No. 6:17-cv-998

PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING ORDER
AND STATUS QUO PRELIMINARY
INJUNCTION

ORAL ARGUMENT REQUESTED

EXPEDITED CONSIDERATION
REQUESTED

CERTIFICATE OF COMPLIANCE WITH LR 7-1 AND FRCP 65(b)(1)(B)

Counsel for Plaintiff certifies that he has conferred with counsel for Defendants. Counsel for Defendants advised Counsel for Plaintiff that they took no position on this Motion. Counsel for Plaintiff also conferred with the FED Counsel for FNMA, who advised that his client has

given no direction as to this Motion, or to terminate or suspend the FED. This matter cannot be resolved without this Motion.

MOTION

Plaintiff, by and through her undersigned attorney, moves this Court for a Temporary Restraining Order and/or Preliminary Injunction to stop the forcible removal of Plaintiff from her home which, if not stopped, will occur 7-10 days after Tuesday, October 31, 2015.

Thereafter, FNMA will sell the property. This Motion is based on 42 U.S.C. 3613(c)(1), 15 U.S.C. 1691e(c), ORS 646.636 and FRCP 65. In support, Plaintiff states as follows:

1. The Plaintiffs filed their Complaint on June 28, 2017 and a First Amended Complaint on August 4, 2017. All Defendants have been served and have filed Answers.
2. Defendants were notified of this application contemporaneously with filing via email and the Court's CM/ECF system. Counsel for Defendants have been made aware of these proceedings and have been given an opportunity to be present. Conferral on this Motion began on or about August 23, 2017 when FNMA first posted a notice to quit on Ms. Cronin's door.
3. As indicated in the supporting brief and the attached declarations, immediate and irreparable injury, loss and damage will result to Plaintiff if a Temporary Restraining Order or Preliminary Injunction is not issued.

WHEREFORE, Plaintiff moves the Court to issue a Temporary Restraining Order or Preliminary Injunction restraining FNMA from evicting Ms. Cronin during the pendency of this lawsuit.

Respectfully requested this 20th day of October, 2017.

BEHRENDT, CARUSONE & COVINGTON
ATTORNEYS AT LAW

/s/ Judson M. Carusone
Judson M. Carusone, OSB #942234
Of Attorneys for Plaintiff Cronin

jcarusone@oregon-attorneys

CERTIFICATE OF SERVICE

I certify that on the 20th day of October, 2017, I served a true copy of the foregoing Motion, Memorandum of Law and Declarations of Cronin and Carusone on the following parties by the method indicated on said day, to wit:

John Thomas, OSB # 024691
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Attorneys for Defendant Quality Loan
Service

James P. Laurick, OSB No. 821530
Kilmer, Voorhees & Laurick, P.C.
732 NW 19th Avenue
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Attorneys for Defendants NATIONSTAR
MORTGAGE, LLC; Federal National
Mortgage Association

<u> X </u>	ECF System
<u> X </u>	Email to the registered ECF address
<u> </u>	U.S. Mail
<u> </u>	Facsimile
<u> </u>	Hand Delivery by B&J/Barristers' Aid

DATED this 20th day of October, 2017.

BEHRENDT, CARUSONE & COVINGTON
ATTORNEYS AT LAW

 /s/ Judson M. Carusone _____
Judson M. Carusone, OSB #942234