

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SANDRA BUTLER; RICKY GIBSON;
O'BRIEN MORRIS; RICHARD EMMETT;
ROSELLE DIAZ; KEVIN FAISON;
SHANIQUA JACKSON; CENTER FOR
INDEPENDENCE OF THE DISABLED, NEW
YORK AND COALITION FOR THE
HOMELESS,

Case No. 15-CV-3783

Plaintiffs,
for themselves and on behalf of all others
similarly situated

ORDER TO SHOW CAUSE

- against -

CITY OF NEW YORK, THE NEW YORK
CITY DEPARTMENT OF HOMELESS
SERVICES and STEVEN BANKS, as
Commissioner of the New York City Department of
Homeless Services,

Defendants.

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_____, District Judge:

Upon the accompanying Declarations of Deborah B. Diamant, Gabriela Torres-Lorenzotti, and Helen Strom, dated July 8, 2021, Memorandum of Law, dated July 8, 2021, together with the accompanying Exhibits, and all other pleadings and proceedings:

It is hereby ORDERED that Defendants show cause before the Honorable _____, United States District Judge, Southern District of New York, at _____ Courtroom ____, New York, New York, 10007, at ____ on the ____ day of _____, 2021, why an order should not be entered pursuant to Federal Rule of Civil Procedure 65 granting a Temporary Restraining Order and Preliminary Injunction against Defendants;

It is further ORDERED that, sufficient reason having been shown therefore, pending the hearing of Plaintiffs' application for a preliminary injunction, pursuant to Fed. R. Civ. P. 65, Defendants, their agents, employees, officers, directors, subsidiaries, related entities, contractors, and assigns are temporarily enjoined and restrained from involuntarily moving any class member from a density hotel until Defendants can demonstrate that they are able to provide the notice and

make the individualized determinations required by the Stipulation for all class members as determined by this Court;

It is further ORDERED that service of a copy of this Order to Show Cause, together with the accompanying papers referenced herein and all pleadings, may be made upon Defendants by electronic mail, and that service must be made by _____; and

It is finally ORDERED that an answering affidavit and memorandum of law, if any, be served upon attorneys for Plaintiffs via electronic mail to dsmalls@jenner.com and jgoldfein@legal-aid.org, on or before _____ on the _____ day of _____, 2021, and that Plaintiffs' reply papers, if any, be served on Defendants via electronic mail on or before _____ on the _____ day of _____, 2021.

SO ORDERED.

Dated: _____, 2021

New York, New York

United States District Judge