

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.3.3
Eastern Division**

Deckers Outdoor Corporation, et al.

Plaintiff,

v.

Case No.:

1:20-cv-02931

Honorable Manish S.
Shah

The Partnerships and Unincorporated Associations
Identified on Schedule "A"

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Monday, June 29, 2020:

MINUTE entry before the Honorable Manish S. Shah: Plaintiff's motion for an extension of the ex parte temporary restraining order [39] is denied in part, granted in part. The court's General Orders did not extend the duration of any temporary restraining orders (and Rule 65 prohibits extensions of ex parte TROs beyond 14 days). Counsel's belief that the General Orders extended TROs unless specifically excepted was not a reasonable reading of the orders (notwithstanding counsel's communication with another judge's chambers about a different case and counsel's experience with ex parte TROs in similar cases not being considered emergencies). The General Orders fail to comply with the requirement that extensions of TROs beyond the 28-day mark comport with the formal requirements for a preliminary injunction (which requires notice to the adverse party). See *H-D Michigan, LLC v. Hellenic Duty Free Shops S.A.*, 694 F.3d 827, 845 (7th Cir. 2012). So it would not be reasonable to read the General Orders as TRO extensions. Nevertheless, in this case defendants have received notice of the proceedings and been served with the summons and complaint by electronic means. Plaintiff also served its motion for a preliminary injunction on defendants by electronic means. Conversion of the TRO to a preliminary injunction (while the motion for a preliminary injunction is pending) is appropriate because the plaintiff has demonstrated a strong likelihood of success on the merits and irreparable harm if injunctive relief does not issue. Enter Order Extending Temporary Restraining Order. Notices mailed. (psm,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at www.ilnd.uscourts.gov.