

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

STEVE DOUGLAS GARTIN,

Plaintiff,

vs.

Civil No. 06-350 WJ/LAM

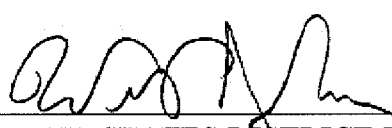
THOMAS MILLER, et al.,

Defendants.

**ORDER DENYING PLAINTIFF'S MOTION
FOR EMERGENCY HEARING**

THIS MATTER comes before the Court pursuant to Plaintiff's Motion for Emergency Hearing (Doc. 9). In this motion, Plaintiff requests an emergency hearing for temporary injunctive relief. The Court construes this as a request for a temporary restraining order under Fed. R. Civ. P. 65(b). A temporary restraining order is extraordinary relief requiring a strong showing of likelihood of success on the merits as well as irreparable harm. Plaintiff's motion fails to make any showing of likelihood of success on the merits. Accordingly, the request for an emergency hearing for a temporary restraining order is denied at this time.

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

United States District Court

District of New Mexico

Document Verification

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Case Number: 06cv00350

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