



North End Neighborhood Association

3 August 1998

FILED

Secretary of State - Corporation Division
Statehouse Mail
700 West Jefferson
Boise, Idaho 83720

Dear Sir or Madam:

You should be aware that a recent court order has restrained certain individuals from acting on behalf of The North End Neighborhood Association, Inc. (NENA), pursuant to the attached Temporary Restraining Order filed with the District Court of the Fourth Judicial District of the State of Idaho on July 31, 1998. Any future business with NENA should be directed to its current officers, Ranell Nyström, President; Jerry West, Vice President; Carole Nemnich, Secretary; and Paul Grisham, Treasurer.

Please do not hesitate to call me if you have any questions.

Very truly yours,

Ranell Nyström
President, NENA
1904 North Eighth Street
Boise, Idaho 83702
208 331-7848

Attachments

cc: Carole Nemnich, Secretary, NENA

IVER J. LONGETEIG
817 W. Franklin
Boise, Idaho 83702

208 342-5995

Attorney for Plaintiff

98 AUG -5 AM 9:10

SECRETARY OF STATE
STATE OF IDAHO

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

NORTH END NEIGHBORHOOD
ASSOCIATION, INC., an Idaho not for
profit corporation, RANELL NYSTROM,
JERRY WEST, PAUL GRISHAM and
CAROLE NEMNICH,

Plaintiffs,

vs.

TOM MONAGLE, JACK STOREY and
TONY WINDHAM,

Defendants.

Case No. CV OC 9804112 D

TEMPORARY RESTRAINING
ORDER

This matter comes on before me, in chambers, on July 29, 1998, on Plaintiff's Motion for a Temporary Restraining Order. The Court having reviewed the verified Complaint, Plaintiff's Motion for a Temporary Restraining Order, and the Affidavit of Ranell Nystrom in Support of Plaintiff's Motion for a Temporary Restraining Order, and good cause appearing, makes the following findings:

1. Unless restrained, Defendants have the power to inflict irreparable injury on Plaintiffs by:

a) Conducting business in the name of the North End Neighborhood

TEMPORARY RESTRAINING ORDER - P. 1

Association, Inc.;

b) Issuing or promulgating any purported notices of meetings which purport to bind the plaintiffs or any other persons to the results of that meeting;

c) Spending or obligating the funds of the North End Neighborhood Association, Inc., or writing any check, draft or withdrawal order against any bank account belonging to the North End Neighborhood Association, Inc.

These injuries appear at this time to be irreparable, and this Temporary Restraining Order is granted without notice to freeze the funds of the North End Neighborhood Association, Inc.;

THEREFORE, IT IS ORDERED AND THIS DOES ORDER:

That the Defendants, Tom Monagle, Jack Storey and Tony Windham, are restrained from the following acts:

1. Conducting any business in the name of the North End Neighborhood Association, Inc.;
2. Issuing or promulgating any purported notices of meetings which purport to bind the plaintiffs or any other persons to the results of that meeting;
3. Spending or obligating the funds of the North End Neighborhood Association, Inc., or writing any check, draft or withdrawal order against any bank account belonging to the North End Neighborhood Association, Inc.

This Temporary Restraining Order shall expire 14 days from its issuance, unless the Court, for good cause shown, shall extend the period of its effectiveness, or unless the Defendants shall consent that it may be so extended.

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(Choose One)

No security shall be required of the Plaintiffs.

Security in the amount of \$ 2,000⁽⁶⁰⁾ shall be required of the Plaintiffs for the payment of such costs and damages including reasonable attorney's fees to be fixed by the court as may be incurred or suffered by any party who is found to have been wrongfully enjoined or restrained.

A hearing on Plaintiff's Motion for a Preliminary Injunction, filed herewith, is *before Judge Newhouse* hereby set for the 13th day of August, 1998, at the hour of 2:30, at the Ada County Courthouse, 514 W. Jefferson, Boise, Idaho.

DATE AND TIME OF ISSUANCE OF ORDER:

12:30 pm
7-29-98

13/ George D. Carey
DISTRICT JUDGE