IN THE CIRCUIT COURT OF COUNTY, MISSISSIPPI

PLAINTIFF

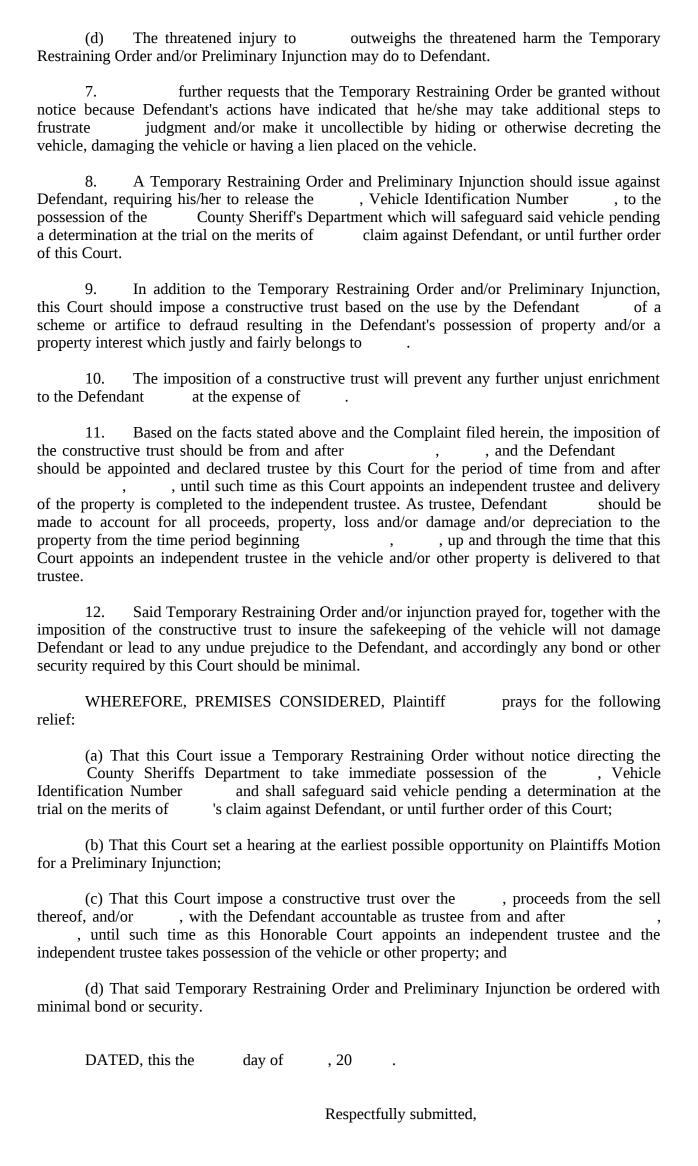
VS. NO.

DEFENDANT

MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

AND PRELIMINARY INJUNCTION		
COMES NOW Plaintiff (hereinafter " "), and moves the Court for a Temporary Restraining Order and Preliminary Injunction and in support thereof states as follows:		
1. On , , filed its Complaint in this cause seeking a judgment against Defendant for breach of contract, fraud and conversion arising out of Defendant's attempt to purchase a from Plaintiff by using a check on a non-existent account. See Affidavit of attached to the Complaint as Exhibit "C". The allegations of the Complaint are incorporated herein by reference.		
2. After obtaining the from by utilizing the check on the non-existent account, furthered his/her scheme of defrauding Plaintiff by insisting to Plaintiff's employees that he/she had purchased a certified check to pay for the , but that the check and had been driven to by his/her husband/wife where he/she would be working until , . See Affidavit of attached to the Complaint as Exhibit "D".		
3. Despite his/her repeated statements that his/her husband/wife had the in , on , , , Defendant had the vehicle appraised by , Mississippi. On , Defendant sold the to for \$ and immediately endorsed the check back to as full prepayment on a () month lease on a . Both the sale of the and the purchase of the without the knowledge or consent of Plaintiff.		
4. Defendant utilized the aforesaid scheme with the purpose and intent of		

- 4. Defendant utilized the aforesaid scheme with the purpose and intent of frustrating any judgment on the merits which could obtain by making said judgment uncollectible. Due to Defendant's fraud, Plaintiff is asking the court to declare a constructive trust with owning the beneficial interest.
- 5. Unless a Temporary Restraining Order and subsequent Preliminary Injunction is issued, will suffer irreparable harm for which there is no adequate remedy at law. remedy at law is inadequate because, Defendant 's past wrongful and fraudulent actions of utilizing 's asset to pay for the lease of the indicates that Defendant desires to frustrate payment of his/her debt. As with all rolling stock, the will depreciate in direct relation to the number of miles that it is driven as well as the other wear and tear on the vehicle.
- 6. further asserts that a Temporary Restraining Order and Preliminary Injunction should be issued for the reasons set forth above and for the following additional reasons:
- (a) There is a substantial likelihood that will prevail on the merits of its claim against Defendant ;
- (b) The granting of the Temporary Restraining Order and the Preliminary Injunction will not disserve the public interest;
- (c) There is a substantial threat that will suffer irreparable harm if the Temporary Restraining Order and Preliminary Injunction is not issued; and



Attornev	for
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Of counsel:

Telephone: MSB # Attorney for