

1 Charles H. Samel, Bar No. 182019
CSamel@perkinscoie.com
2 PERKINS COIE LLP
1888 Century Park E., Suite 1700
3 Los Angeles, CA 90067-1721
Telephone: 310.788.9900
4 Facsimile: 310.788.3399

5 Susan E. Foster (Pro Hac Vice Application Pending)
WSBA Bar No. 18030
6 SFoster@perkinscoie.com
PERKINS COIE LLP
7 1201 Third Avenue, Suite 4800
Seattle, WA 98199
8 Telephone: 206.359.8846
Facsimile: 206.359.9846
9
10 Attorneys for Plaintiff
Trulia, Inc.

ENDORSED
FILED
San Francisco County Superior Court
FEB 23 2015
CLERK OF THE COURT
BY: FELICIA M. GREEN
Deputy Clerk

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF SAN FRANCISCO

14 TRULIA, INC.,
15
16 Plaintiff,
17 v.
18 MOVE SALES, INC.,
19 Defendant.

No. CGC-15-544255
[PROPOSED] EX PARTE ORDER RE
ORDER TO SHOW CAUSE; AND
TEMPORARY RESTRAINING ORDER
Date: February 23, 2015
Time: 11:00 a.m.
Dept.: 302
Hon. Ernest H. Goldsmith
Complaint filed: February 20, 2015
Trial Date: None

22 The *Ex Parte* Application of Plaintiff Trulia, Inc. (“Trulia”) for a temporary restraining
23 order (“TRO”) to require that defendant Move Sales, Inc. (“Move Sales”) refrain from
24 terminating Trulia’s feeds of MLS-sourced for-sale residential property listing data (“Listings
25 Data”) and all other licensed content, and that Move Sales abide by the terms and conditions of
26 the Platform Services Agreement between Trulia and Move Sales, dated June 19, 2012
27 (“Agreement”), came on for hearing on February 23, 2015, at 11:00 a.m. in Department 302 of
28

Case No. CGC-15-544255

1 the above-entitled Court. Trulia appeared through Charles H. Samel of Perkins Coie LLP. Other
2 appearances were as noted in the Court's record.

3 The Court having read and considered the moving papers, pleadings and evidence in this
4 matter, having heard argument of counsel, and good cause appearing therefore,

5 **IT IS HEREBY ORDERED:**

6 **ORDER TO SHOW CAUSE**

7 1. The Court orders defendant Move Sales to appear in this Court on
8 March 12, 2015 at 9:30 a.m./~~p.m.~~ in Department 302, to give any legal reason:

9 a. Why it should not be preliminarily enjoined from terminating Trulia's
10 feeds of MLS-sourced Listings Data and all other licensed content; and

11 b. Why it should not be preliminarily enjoined and ordered to abide by the
12 terms and conditions of the Agreement.

13 **TEMPORARY RESTRAINING ORDER**

14 2. Pending a hearing on the Order to Show Cause, the Court hereby orders Move
15 Sales and its employees and agents, or any other persons acting with or in Move Sale's behalf,
16 including but not limited to all employees and agents of ListHub, to:

17 a. refrain from terminating Trulia's feeds of Listings Data and all other
18 licensed content; and

19 b. abide by the terms and conditions of the Agreement.

20 3. This Temporary Restraining Order shall expire at the date and time of the OSC
21 Hearing set forth in paragraph 1, above unless extended by the Court.

22 4. Plaintiff shall immediately post a bond in the amount of \$ 250,000 pursuant to
23 Code of Civil Procedure Section 529.

24 **SERVICE AND BRIEFING SCHEDULE**

25 5. By (date): March 2, 2015, MOVE SALES IS ORDERED to serve on
26 Trulia's counsel and any other appearing parties, and to file proof of service of, any opposition to
27 these orders.

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6. By (date): March 9 at 12:00pm, 2015, TRULIA IS ORDERED to serve on Move

Sale's counsel, and to file proof of service of, any reply to Move Sales' opposition to these orders.

courtesy copies of all papers filed shall be delivered to Dept. 302 on the date of filing.
IT IS SO ORDERED.

Dated: FEB 23 2015.

ERNEST H. GOLDSMITH

Ernest H. Goldsmith
Judge of the Superior Court