Civil Cases: Temporary Restraining Orders & Injunctions

Generally, the Court requires that an ex parte motion for a temporary restraining order be served on the opposing party. The Court grants ex parte relief only in extraordinary circumstances. The movant must contact the Court's Case Manager to schedule a hearing and should do so only once the opposing party has been served with the Complaint and motion, unless extraordinary circumstances warrant ex parte relief. The Court then will request expedited briefing by the parties.

On the other hand, a motion for preliminary injunction will not be treated as requiring an expedited response from the Court unless the moving party requests expedited consideration and sets forth compelling reasons for doing so. **Motions for preliminary injunction may not be filed until the opposing party is served with the summons and complaint** and will be stricken or denied without prejudice if prematurely filed.

When a party files a motion for temporary restraining order, or a preliminary injunction in which expedited consideration is requested, that party must contact the Court's Case Manager by telephone (313) 234-5525 so the appropriate scheduling issues can be discussed.