

THE STATE OF TEXAS, ex rel.
EL PASO COUNTY ATTORNEY
JO ANNE BERNAL,
Plaintiff,

v.

GOLDEN NUGGET
(IN REM),
KYONG CHA MINNICK
Defendants.

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FILED
NORNIA L. FAVELA
DISTRICT CLERK

2014 AUG 29 PM 4:49

EL PASO COUNTY, TEXAS

NBY ~~2014~~ DCV 2727
DEPUTY

TEMPORARY RESTRAINING ORDER
AND ORDER SETTING HEARING FOR PRELIMINARY INJUNCTION

After considering Plaintiff, State of Texas' application for temporary restraining order, the pleadings, affidavits and evidence, the court finds there is evidence that harm is imminent to Plaintiff, and if the court does not issue the temporary restraining order, Plaintiff will be irreparably injured because violations of the Texas Penal Code and the Texas Alcoholic Beverage Code will continue to occur. The risk of harm to the general public if drug transactions are allowed to continue constitutes a loss of public safety.

An ex parte order, without notice to the Defendants is necessary because there was insufficient time to give notice to Defendants, hold a hearing, and issue a restraining order before the irreparable injury, loss, or damage occurs. Specifically, law enforcement officers raided this business on August 28, 2014, and there is a risk of harm continuing this extended labor day weekend if this restraining order does not issue on this date.

Therefore, by this order, the court does the following:

- a. Restrains Defendants KYONG CHA MINNICK and Golden Nugget (*in rem*), located at 5711 Trowbridge El Paso, Texas 79925 from operating as a business.
- b. Orders the clerk to issue notice to Defendants KYONG CHA MINNICK and Golden Nugget (*in rem*), located at 5711 Trowbridge El Paso, Texas 79925, that a temporary

injunction hearing is set on September 10, ____, 2014 at 3:00 a.m. (p.m.)

The purpose of the hearing shall be to determine whether this temporary restraining order should be made a temporary injunction pending a full trial on the merits.

c. No bond is set against Plaintiff.

This order expires on Friday, September 12, 2014.

SIGNED ON August 29, 2014, at 3:30 a.m. (p.m.)



Judge, 41st District Court.