

FILED
UTAH APPELLATE COURTS
OCT 19 2010

IN THE SUPREME COURT OF THE STATE OF UTAH

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Weber County,

Respondent,

v.

Case No. 20100804-SC

Ogden Trece, aka Centro City
Locos, and Does 1 through 200,

Petitioners.

ORDER

This matter is pending before the Court on Petition for Permission to Appeal an Interlocutory Order. The petition was filed by persons who are alleged to be members of "Ogden Trece" (which is designated by Respondent as an unincorporated association of individuals constituting a "criminal street gang"). Those persons also have filed a Petition for Emergency Relief pursuant to Rule 8A of the Rules of Appellate Procedure, and a Motion for Stay Pending Appeal pursuant to Rule 8. Collectively, the Rule 8A and Rule 8 pleadings seek a stay of the injunction order. This Court will conduct a hearing on Monday October 25, 2010, at 4:00 p.m., to address the requests for a stay of the preliminary injunction. In addition to the issues already discussed by the Petition for Emergency Relief, the Motion for Stay, and the Response to the Petition for Emergency Relief, the Court requests that the parties submit supplemental pleadings, not to exceed twenty pages, particularly addressing the following questions:

1. Whether the notice provided to the parties in this case was sufficient under the provisions of Rules 4 and 65A of the Rules of Civil Procedure?


2. Whether the preliminary injunction hearing conducted in the district court satisfied the requirements of due process and of Rule 65A(d) and (e)?

The supplemental pleadings shall be filed with the Clerk of Court by or before 3:00 p.m., Friday, October 22, 2010.

This order should not be construed to preclude Respondent from filing a separate response to the Motion for Stay. However, if Respondent chooses to incorporate its response within the supplemental pleading, a separate response will not be required.

FOR THE COURT:

10-19-10
Date



Matthew B. Durrant
Associate Chief Justice

CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2010, a true and correct copy of the foregoing ORDER was deposited in the United States mail to be delivered to:

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Dated this October 19, 2010.

By 
Judicial Assistant

Case No. 20100804
District Court No. 100906446