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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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DENNIS MONTGOMERY and the  
MONTGOMERY FAMILY TRUST,

Plaintiffs,

v.

ETREPPID TECHNOLOGIES, LLC;  
WARREN TREPP; and the UNITED  
STATES DEPARTMENT OF DEFENSE,

Defendants.

AND ALL RELATED MATTERS.

3:06-CV-00056-PMP-VPC  
**BASE FILE**

3:06-CV-00145-PMP-VPC

ORDER

Presently before the Court is eTreppid Technologies, LLC’s Application for a Temporary Restraining Order (3:06-CV-00145-PMP-VPC, Doc. #73, 74), filed on March 1, 2007. Dennis Montgomery and the Montgomery Family Trust filed an Opposition (Doc. #126) and Evidentiary Objections (Doc. #127) on March 19, 2007.

Given the Court’s March 19, 2007 Order in “IN THE MATTER OF THE SEARCH OF: THE RESIDENCE LOCATED AT 12720 BUCKTHORNE LANE, RENO, NEVADA, AND STORAGE UNITS 136, 140, 141, 142, AND 143, DOUBLE R STORAGE, 888 MAESTRO DRIVE, RENO, NEVADA, 3:06-CV-0263-PMP-VPC, 3:06-MJ-00023-VPC” (Doc. #125), which ordered the return of seized property to Dennis Montgomery, the Court will deny eTreppid Technologies, LLC’s motion for a temporary restraining order. As the Court stated in the March 19 Order, Montgomery is subject to the

1 Preliminary Injunction entered in these civil actions by the Nevada state court unless and  
2 until the Court orders otherwise. Consequently, return of the seized property to him under  
3 the Preliminary Injunction's conditions will suffice to protect eTrepid Technologies,  
4 LLC's asserted interests in the seized items until the Court rules on the parties' motions  
5 regarding modifying or vacating the Preliminary Injunction. The Court also will deny as  
6 moot Dennis Montgomery and the Montgomery Family Trust's evidentiary objections.

7 IT IS THEREFORE ORDERED that eTrepid Technologies, LLC's Application  
8 for a Temporary Restraining Order (3:06-CV-00145-PMP-VPC, Doc. #73, 74) is hereby  
9 DENIED.

10 IT IS FURTHER ORDERED that the Evidentiary Objections of the  
11 Montgomerys to the Declarations of Warren Trepp, Sloan Venables and Attorney Jerry  
12 Snyder Which Were Filed in Support of Trepp's Motion for a TRO (Doc. #127) is hereby  
13 DENIED.

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15 DATED: March 21, 2007.

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17  
18 PHILIP M. PRO  
United States District Judge