

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PRIME ALLIANCE BANK, INC. and
SERTANT CAPITAL, LLC,

Plaintiffs,

v.

THE GREAT LAKES TISSUE
COMPANY,

Defendant.

Case No. 23-10564

Honorable Laurie J. Michelson

**ORDER SCHEDULING TELEPHONIC STATUS CONFERENCE ON
PLAINTIFFS' MOTION FOR A TEMPORARY RESTRAINING ORDER**

Sertant Capital, LLC and Prime Alliance Bank, Inc. sued the Great Lakes Tissue Company for breach of contract, conversion, and claim and delivery. (ECF No. 1, PageID.2–3, 14.) Sertant and PAB allege that GLT materially breached a lease agreement whereby GLT agreed to lease certain equipment and personal property from Sertant for about \$68,000 per month. (*Id.* at PageID.7–8.) To protect their equipment and property more expeditiously, Plaintiffs filed a verified motion for possession pending final judgment and requested that the Court enter an ex parte temporary restraining order against GLT pursuant to Michigan Court Rule § 3.105(E)(2). (ECF No. 4.)

On March 18, the Court denied Plaintiffs' motion for an ex parte temporary restraining order for failure to adhere to Federal Rule of Civil Procedure 65(b) and scheduled a hearing on the Plaintiffs' motion for immediate possession pending final

judgment for April 17, 2023. (ECF No. 9, PageID.160.) The Court later directed Plaintiffs to re-serve GLT consistent with the Federal Rules of Civil Procedure. (ECF No. 12.)

Today, Plaintiffs filed a renewed motion for a temporary restraining order again asking the Court to restrain GLT from damaging or destroying its property pursuant to Michigan Court Rule § 3.105(E)(2). (ECF No. 19, PageID.185.) Plaintiffs' attorney also filed a declaration noting extensive efforts undertaken to properly identify, contact, and serve GLT and its counsel. (ECF No. 20.) in fact, the declaration identifies several attorneys contacted by Plaintiffs that may, in some capacity, represent GLT. (ECF No. 20, PageID.201.)

Having reviewed the filing and Plaintiffs' efforts over the past few weeks to notify and involve GLT, the Court hereby schedules a telephonic status conference, for all parties, on Plaintiffs' motion for a temporary restraining order for **Tuesday, April 4, 2023, at 9:00 am**¹. Plaintiffs are further ordered to immediately serve this notice via email to all GLT affiliated attorneys referenced in the declaration attached to their motion.

IT IS SO ORDERED.

Dated: March 31, 2023

s/Laurie J. Michelson
LAURIE J. MICHELSON
UNITED STATES DISTRICT JUDGE

¹ To participate in the conference, dial into the Eastern District of Michigan's telephone conference system at (313) 261-7355. The system will then provide directions for joining the call; when asked for a Conference ID, use 679 065 982.