

TRUST TERRITORY OF THE PACIFIC ISLANDS  
TRIAL DIVISION OF THE HIGH COURT  
MARIANA ISLANDS DISTRICT

JOSE P. MAFNAS,	:	CIVIL ACTION NO. 17-75
On behalf of himself and all	:	
others similarly situated,	:	
	:	
Plaintiff,	:	
	:	
-v-	:	
	:	
MARIANAS POLITICAL STATUS COMMISSION	:	
	:	
and	:	
	:	
MARIANA ISLANDS DISTRICT LEGISLATURE	:	
	:	
and	:	
	:	
TRUST TERRITORY OF THE PACIFIC ISLANDS,	:	
	:	OPPOSITION TO MOTION FOR
Defendants.	:	TEMPORARY RESTRAINING ORDER
	:	

Come now Defendants Marianas Political Status Commission and Mariana Islands District Legislature and oppose Plaintiff's Motion for Temporary Restraining Order on the following grounds:

1. The alleged injury complained of is largely political in nature and therefore not properly the subject of injunctive relief; and in the alternative
2. The requested restraining order is an attempt to restrain the legislative function of the Mariana Islands District in contravention to the doctrine of separation of powers, and in the alternative
3. The requested restraining order is an attempt to restrain at least indirectly an election process and therefore is not the subject of injunctive relief, and in the alternative
4. The alleged injury complained of is insufficient to establish irreparable injuries and therefore not the subject of injunctive relief, and in the alternative
5. Plaintiff's delay in filing his complaint precludes the availability of injunctive relief.

Now therefore Defendants Marianas Political Status Commission and Mariana Islands District Legislature pray this honorable Court:

1. Deny Plaintiff's Motion for a Temporary Restraining Order, and
2. Award Defendants' all costs of defense including reasonable attorney fees, and
3. Such other and further relief as the Court deems just and proper.

Respectfully submitted,

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Received and filed this  
15th day of February, 1975.

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Clerk of Courts  
Mariana Islands District