

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

SECURITIES AND EXCHANGE COMMISSION	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No.: 3:18-cv-186-M
	:	
ARISEBANK,	:	
JARED RICE SR, AND	:	
STANLEY FORD	:	
	:	
Defendants.	:	
	:	

UNOPPOSED¹ MOTION TO EXTEND TEMPORARY RESTRAINING ORDER

Plaintiff SEC, joined by Defendants Jared Rice and AriseBank, files this Unopposed Motion to Extend Temporary Restraining Order and would show the Court as follows:

1. On January 25, 2018, the Court issued an *ex parte* order imposing a temporary restraining order ("TRO") against the Defendants. In keeping with FRCP 65(b)(3), the Court also scheduled a preliminary-injunction hearing for February 8, 2018.

2. FRCP 65(b)(2) allows an adverse party to consent to the extension of a TRO. Fed. R. Civ. P. 65(b)(2); see *SEC v. Comcoa, Ltd.*, 887 F.Supp. 1521 (S.D. Fla. 1995), *affirmed*, 70 F.3d 1191 (11th Cir. 1995), *cert. denied*, 519 U.S. 809 (1996).² Here, since Rice and AriseBank consent to extend the TRO, the Court may do so.

¹ As noted in the SEC's initial filing, Defendant Stanley Ford resides in Dubai. The SEC has attempted to contact him using an email that he provided to the Receiver. However, Ford has not responded to the SEC's attempts to contact him in order to arrange for personal service of the Summons and Complaint and to confer on this motion. Nor has he appeared in this action.

² FRCP 65(b)(2) also allows the Court to extend the TRO by 14 days for good cause—whether or not the adverse party consents.

3. In conclusion, the parties move the Court to: (1) extend the expiration of the TRO for 14 days, until February 22, 2018; and (2) re-schedule the preliminary-injunction hearing to February 22, 2018 or an alternative date of the Court's choosing and concurrently extend the time for Defendants to respond to the SEC's motion.

Dated: February 2, 2018

Respectfully submitted,

s/ Chris Davis

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CERTIFICATE OF SERVICE

I hereby certify that on February 2, 2018, I electronically filed the foregoing *Unopposed Motion to Extend TRO* with the Clerk of the Court for the Northern District of Texas, Dallas Division, by using the CM/ECF system which will send a notice of electronic filing to all CM/ECF participants.

I further certify that on February 2, 2018, I served a true and correct copy of the foregoing document via electronic mail and USPS first class mail on the following parties and persons entitled to notice that are non-CM/ECF participants:

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s/ Chris Davis
CHRIS DAVIS

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Plaintiff,	:	
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ARISEBANK, JARED RICE SR, AND STANLEY FORD	:	
	:	
Defendants.	:	
	:	

ORDER EXTENDING TEMPORARY RESTRAINING ORDER

This matter came before the Court this _____ day of _____, 2018, on the motion of Plaintiff SEC, joined by Defendants Jared Rice and AriseBank, to extend the existing temporary restraining order ("TRO") through February 22, 2018 and to re-schedule the preliminary-injunction hearing currently set for February 8, 2018.

Having considered the motion, having heard that Defendants Rice and AriseBank consent to such an extension, the Court hereby **GRANTS** the motion.

IT IS THEREFORE ORDERED:

- (1) The TRO, entered on January 25, 2018, is extended through February 22, 2018.
- (2) The hearing on the SEC's Motion for Preliminary Injunction, previously set for February 8, 2018, is rescheduled to _____ at _____ a.m./p.m. in Courtroom_____, and Defendants shall serve any papers in opposition to the SEC's motion so as to be received no later than two calendar days before the date established for the hearing on the motion.

Dated: _____, 2018

UNITED STATES DISTRICT JUDGE