IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION

AVIVA USA CORPORATION, Plaintiff, v. PHYLLIS R. STEVENS AND MARLA R. STEVENS, Defendants.	)))))))))	Case No. 4:09-cv-00388 TEMPORARY RESTRAINING ORDER

On this 25th day of September, 2009, the Court having been presented with a Complaint and a Motion for a Temporary Restraining Order by Plaintiff Aviva USA Corporation ("Aviva") in this case, supported by affidavits, the Court finds that a temporary restraining order should issue forthwith.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED as follows:

1. Absent issuance of a Temporary Restraining Order as set forth herein, Plaintiff risks immediate and irreparable injury through the dissipation of assets that may have been converted from it and which could be used to satisfy a judgment in this matter.

2. It is proper that this Temporary Restraining Order issue without notice to the Defendants. Plaintiff's counsel has certified his good-faith efforts to notify Defendants of Plaintiff's filing of the Complaint and Motion for Temporary Restraining Order.

3. The Defendants, Phyllis R. Stevens and Marla R. Stevens, are hereby enjoined from:

a. Withdrawing or transferring funds residing in any checking, savings, money market, investment, or depository account into which any funds improperly converted from Aviva or traceable to funds improperly converted from Aviva, have been directly or indirectly deposited; and

b. Selling, transferring, alienating, or dissipating any liquid or illiquid asset which constitutes, or was purchased or obtained in whole or in part with, funds traceable to any funds that have been improperly converted from Aviva; and

c. Pledging, mortgaging, encumbering, or otherwise subjecting to any lien or security interest any account or asset which is described in subpoints a or b immediately above.

4. This Temporary Restraining Order shall expire ten (10) days from the date and time of its issuance, unless the Court before that time extends it for an additional period.

5. Within 3 days of the issuance of this Temporary Restraining Order, Plaintiff shall post a security bond of $25,000 cash or surety.

6. A hearing on Plaintiff's Motion for a Preliminary Injunction shall be conducted on October 6 at 10:00 A.m. The parties may make additional written submissions regarding Plaintiff's Motion for a Preliminary Injunction by October 5, 2009.

So ORDERED this 25th day of September, 2009, at 4:17 pm.

JUDGE, UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA

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Phyllis R. Stevens
Marla R. Stevens

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