

Notation: Final Interlocutory None

DC BK12069 PG26

Disp Parties: _____

Disp code: CVD / CLS _____

Redact pgs: _____

Judge RGH Clerk PY

NO. D-1-GN-12-000508

**MICHAEL VICTOR BAUMER,
Plaintiff,**

vs.

**SCOTT ALEXANDER MORRIS,
Defendant.**

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IN THE DISTRICT COURT

419th JUDICIAL DISTRICT

TRAVIS COUNTY, TEXAS

Filed in The District Court
of Travis County, Texas

MAR 06 2012 BP

4 20 M.
At Amalia Rodriguez-Mendoza, Clerk

TEMPORARY INJUNCTION

The application for temporary injunction of Plaintiff, Michael Baumer, in this cause came on regularly for hearing on March 6, 2012, due notice having been given. On considering the evidence received and the arguments of counsel, the Court finds and concludes that it is likely that Plaintiff will prevail on the trial of this cause, and the Court finds and concludes that Defendant has published defamatory websites with the domain names of www.michaelbaumer.com and www.michaelbaumer.info (the "Websites"). The Court finds that every minute that these Websites are activated on the internet the Plaintiff is suffering imminent and irreparable harm and damages to both Plaintiff's reputation and business if Defendant is not enjoined from continued publication of the Websites. The Court finds that Plaintiff has no adequate remedy at law because the damages are incalculable and an award of damages will not adequately compensate Plaintiff for the above harms. The Court finds that that Plaintiff will likely be successful on the merits as to its claims against Defendant, and that unless the Court orders through the issuance of a Temporary Injunction and enjoining Defendant from committing any of the acts described below, such acts may, and probably will result in imminent and irreparable harm. Injunctive relief is sought for the purpose of maintaining the status quo and preventing any harm to Plaintiff's rights and property.

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If commission of the acts described below is not restrained and enjoined immediately, Plaintiff will suffer immediate irreparable injury. The Court finds that no other remedy willfully and adequately preserves Plaintiff's rights and property. For all of the foregoing reasons, the Court is of the opinion that Plaintiff is entitled to a temporary injunction as stated above.

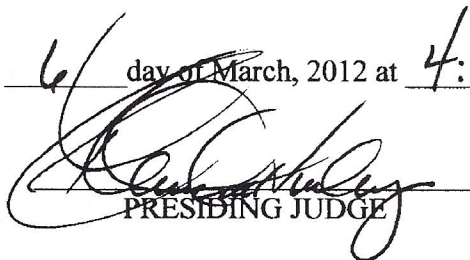
IT IS ORDERED that Defendant, Scott Alexander Morris and his agents, assigns, employees, officers, directors, attorneys, subsidiaries, and related entities, including Host Gator or the current hosting entity of the Websites located at www.michaelbaumer.com and www.michaelbaumer.info directly or indirectly, are restrained as follows:

- a. continued publication of the Websites,
- b. interfering, disparaging, making false statements both oral and written, attacking, slandering, libeling or tortiously commenting upon Plaintiff, Plaintiff's business and Plaintiff's reputation.

IT IS FURTHER ORDERED that trial on the merits of this cause is set for the 3 day of December, 2012 at 9:00 o'clock A.M./~~P.M.~~ in the Courthouse of the Judicial District Court in Travis County, Texas.

IT IS FURTHER ORDERED that the \$ 0 bond already on file for the Temporary Restraining Order shall continue as the bond for this Temporary Injunction.

SIGNED THIS 6 day of March, 2012 at 4:10 o'clock P.M.


PRESIDING JUDGE