

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

LEONARD FYOCK,  
SCOTT HOCHSTETLER,  
WILLIAM DOUGLAS,  
DAVID PEARSON, BRAD SEIFERS, and  
ROD SWANSON,

Plaintiffs,

v.

THE CITY OF SUNNYVALE, THE  
MAYOR OF SUNNYVALE,  
ANTHONY SPITALERI in his official  
capacity, THE CHIEF OF THE  
SUNNYVALE DEPARTMENT OF  
PUBLIC SAFETY, FRANK GRGURINA,  
in his official capacity, and DOES 1-10

Defendants.

Case No. 13-cv-05807 RMW

**[PROPOSED] ORDER DENYING  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

On December 23, 2013, Plaintiffs Leonard Fyock, Scott Hochstetler, William Douglas, David Pearson, Brad Seifers, and Rod Swanson filed a Motion for Preliminary Injunction ("Motion"). Defendants the City of Sunnyvale, the former Mayor of Sunnyvale, Anthony Spitaleri, and the Chief of the Sunnyvale Department of Public Safety, Frank Grgurina filed their Opposition to the Motion on January 29, 2014.

The Court, having considered the papers of the parties and the arguments of counsel, and for good cause, hereby DENIES Plaintiffs' Motion.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Hon. Ronald M. Whyte  
Senior District Judge