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FEB 9 2010

JUDGE ROBERT P. RAJEHL
Court of Common Pleas
Hamilton County, Ohio

**IN THE COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO**

A1000992

**HUGH W. COX AND
PAMELA M. COX,**

Plaintiffs,

v.

TOYOTA MOTOR CORPORATION, et al.

Defendants.

CIVIL CASE NO.: _____

JUDGE:

**TEMPORARY
RESTRAINING ORDER
TO PRESERVE EVIDENCE
AND RECORDS**

Plaintiffs filed a Verified Complaint on behalf of themselves and a class of similarly situated persons seeking, among other things, a Temporary Restraining Order requiring Defendants to preserve all documents of any kind, electronic and otherwise, related to the allegations in this case, including all representations of reliability and suitability of the subject vehicles for their designed purpose. Based upon the Verified Complaint and the certification of counsel, the Court is persuaded that Plaintiffs and the proposed class members will suffer irreparable injury if the Court does not issue a Temporary Restraining Order requiring Defendants to preserve such documents and records. The Court finds that, if Defendants fail to retain such documents and records, Plaintiffs and the proposed class members will suffer irreparable injury because their ability to prove their case at trial may be jeopardized. The Court further finds that Plaintiffs' Rule 65 certification supports Plaintiffs position that it was urgent that Plaintiffs seek the Temporary Restraining Order before Plaintiffs could provide, and the Court finds that Defendants will not suffer prejudice from the Order requiring them to preserve their own records.

IT IS THEREFORE ORDERED AND ADJUDGED that Defendants shall preserve, until further notice, all documents of any kind, electronic and otherwise, hardcopy, audio and video, related to the allegations in this case, including all public representations of reliability and suitability of the subject vehicles for their designed purpose.

IT IS FURTHER ORDERED AND ADJUDGED that the nature of the case is such a that bond is unnecessary.

Dated this ____ day of February, 2010

Judge Court of Common Pleas
Hamilton County, Ohio

Submitted By:

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