

F I L E D
Clerk of the Superior Court
AUG 06 2009
By: A. VERGARA, Deputy

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7 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
8 (CENTRAL DIVISION)

8 In re Marriage of:

9 Petitioner: ELIZABETH C. MANCHESTER

10 and

11 Respondent: DOUGLAS F. MANCHESTER

CASE NO. D516557 (GC)
[PROPOSED] ORDER ON
PETITIONER'S EX PARTE REQUESTS
DATE: August 6, 2009
TIME: 8:30 a.m.
DEPT: F-6
JUDGE: Hon. Gonzalo Curiel
Lisa Foster

14 IT IS HEREBY ORDERED that:

- 15 1. Respondent DOUGLAS F. MANCHESTER ("Respondent") shall:
16 a. Restore ^{by 12:00 noon on Aug. 11, 2009} ~~forthwith~~ the \$100,000 he caused to be transferred out of the U.S. Bank
17 checking account from which Petitioner ELIZABETH C. MANCHESTER
18 ("Petitioner") pays her expenses; and
19 ~~b. Replenish the checking account on the first day of each month, commencing on~~
20 ~~September 1, 2009, to maintain a minimum balance of at least \$100,000.~~
21 2. Petitioner is granted exclusive use and possession of the La Jolla residence on Spindriff
22 Drive pending the hearing on Petitioner's Order to Show Cause; and
23 3. Respondent is ordered to return all mail addressed to Petitioner (including but not
24 limited to correspondence from Petitioner's attorneys) and all other documents that
25 Respondent removed from the Spindriff residence without Petitioner's permission.

26 IT IS SO ORDERED.

27 Dated: August 6, 2009


HON. GONZALO CURIEL
Judge of the Superior Court LISA FOSTER

2 ATTACHMENT 1

3 TO EX PARTE APPLICATION (FAMILY LAW)

4 Relief being requested:

5 1. Respondent be ordered to:

6 a. Restore ^{by 12:00 noon on Aug. 11, 2009} ~~forthwith~~ the \$100,000 he caused to be transferred out of the U.S. Bank
7 checking account from which Petitioner pays her expenses; and

8 b. ~~Replenish the checking account on the first day of each month, commencing on~~
9 ~~September 1, 2009, to maintain a minimum balance of at least \$100,000~~

10 2. Petitioner be granted exclusive use and possession of the La Jolla residence on Spindriff
11 Drive pending the hearing on Petitioner's Order to Show Cause, filed concurrently;

12 3. Respondent be ordered to return all mail addressed to Petitioner (including but not
13 limited to correspondence from Petitioner's attorneys) and all other documents that
14 Respondent removed from the La Jolla residence without Petitioner's permission;

15
16 ATTACHMENT 2

17 TO EX PARTE APPLICATION (FAMILY LAW)

18 Ex parte relief is necessary because:

19 1. Late last week, on July 30, 2009, Respondent depleted Petitioner's living expense
20 account by withdrawing \$100,000, leaving in the account only approximately \$17,000.
21 Respondent controls a vast estate, including more than \$56.9 million in cash.

22 2. In October 2008, Respondent moved out of the family residence, a home on Spindriff
23 Drive in La Jolla. Since then, he has resided in a different abode, while Petitioner has
24 continued to reside in the family home. Over the weekend of July 25, 2009, Respondent
25 entered the La Jolla residence in Petitioner's absence and without her permission.
26 While in the residence, Respondent took Petitioner's personal papers, including
27 communications from Petitioner's counsel to her.

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