

DARLYNE LAWSON, individually and as Recording Secretary of
 Local 100, AINSLEY STEWART, JULIO RIVERA, JOHN :
 MOONEY, RANDY NEVELS, BARRY ROBERTS, BILL :
 PELLETIER, individually and as Vice Presidents of Local 100, :
 CARLOS ALBERT, DENNIS BOYD, ROSLYN CARR, RONALD :
 CARTER, ANITA CLINTON, ANNELLE CRUZ, GREGORY :
 DAVIS, ELADIO DIAZ, GRIGORIY DUNICHEV, CARLOS :
 GALAN, MARTIN GOODMAN, DEBORAH HARDWICK, :
 MARVIN HOLLAND, MITCHELL HOLMES, THOMAS :
 LENANE, CHRIS MAGWOOD, MICHAEL MORALES, :
 DESMOND MUIR, GEORGE PERLSTEIN, NORMAN POU, :
 MILTON RAMOS, DAVID ROSZKOWSKI, CAROL SARAUW, :
 KATHRYN TAYLOR-DAVIDSON, HERMAN THOMAS, :
 DAVID THROWER, MARIETTA THROWER, MARIO :
 TRISCHITTA, ANTHONY VAGLICA, RICARDO VICTORIA, :
 HENRY WILLIAMS, AGNES WOOLFORD-BARRETT, :
 individually and as Executive Board Members of Local 100, MARC :
 ALBRITTON, LLOYD ARCHER, FRANK AUSTIN, CHARLES :
 AYALA, RICHARD BERMUDEZ, JACK BLAZEJEWICZ, :
 GILBERT BOBE, NICHOLAS BRANCO, JOSEPH CAMPBELL, :
 PHILIP CARUANA, BRIAN CLARKE, EDWARD DE :
 CAMILLIS, JOSEPH DE PROSSINO, ROY DOLCH, EDWARD :
 DOS SANTOS, RENEE ENGLISH, JOHN FARRINGTON, :
 RICARDO FIGUEROA, DAVID FRANCIS, THOMAS :
 GOODWIN, MICHAEL HALL, JOSEPH JAMES, CHARLES :
 JENKINS, JOHN JIMISON, JEFFREY LEE, PATRICK LYNCH, :
 CLAUDE MARSHALL, SHIRLEY MARTIN, KEVIN :
 MCCAULEY, GREGORY MCDONALD, DANIEL O'BRIEN, :
 JOHN O'FARRELL, GLENN O'SULLIVAN, KENNETH :
 ONUNKWO, LAWRENCE PALADINO, CHRISTOPHER :
 PETERSEN, ANDREEVA PINDER, ANTHONY PREDDIE, :
 BRADLEY REESE, RICHARD RIVERA, WILLIAM RIVERA, :
 FERNANDO ROBINSON, ROBERT ROGERS, CHARLOTTE :
 RUSSELL, JOHN SAMUELSEN, KRISHNA SHIVRATTAN, :
 JOHN SIMINO, EUGENE SIRIGNANO, HOWARD SMALLER, :
 DANIEL SMALL, DONOVAN SMITH, MICHAEL SMITH, :
 JOSEPH SORRENTINO, DOMINICK SPAGNOLO, DAVID ST :
 JOHN, MICHAEL STATON, STEVEN TAAFFE, CURTIS TATE, :
 MICHAEL TUTRONE, DAVID TUTT, ANTHONY UTANO, :
 ROBERTO WATSON, SHARON WATTS, GREGORY WHITE, :
 JAMES WILLIS, HARRY WILLS, WILLIAM WYATT, :
 individually and as Officers of Local 100; JOHN DOE and MARY :
 ROE (said names of "JOHN DOE" and "MARY ROE" being :
 fictitious, their true names being unknown to plaintiffs), being :
 persons employed in the operation and maintenance of the transit :

facilities operated by the plaintiffs; and all other persons acting in concert with them,

:

Defendants.

:

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On reading the Preliminary Injunction Order of this Court (Hon. Theodore T. Jones) entered on December 13, 2005 (the "Injunction"), and the affirmation of James B. Henly, an Assistant Attorney General of the State of New York, dated December 20, 2005, to which the Court's Injunction is annexed, the affidavit of Gary Dellaverson, Director of Labor Relations for the Metropolitan Transportation Authority, sworn to December 20, 2005, the affirmations of Michael J. Lebowich, dated December 19, 2005, and Daniel Altchek, dated December 19, 2005; and upon all prior proceedings had herein,

LET defendants show cause before this Court, at Special Term thereof, to be held at the Courthouse, 360 Adams Street, Courtroom 741, Brooklyn, New York, on the 20th day of December, 2005, at 11 a.m., or as soon thereafter as counsel can be heard, WHY an order and/or an order and judgment should not be made and entered herein:

1. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants Transport Workers Union of America, AFL-CIO (the "TWU International") and Local 100 of the Transport Workers Union of America, AFL-CIO ("Local 100") (collectively, the "TWU"), and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on December 20, 2005 and after, by causing, instigating and inciting a strike by public employees against plaintiffs in violation of this Court's Injunction; and by failing to notify members of Local 100 of the requirements of the Injunction and their statutory obligation not to engage in a strike.

2. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants TWU International and Local 100, and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on and after December 20, 2005, by conducting, engaging or participating in any manner or means a strike against plaintiffs.

3. Upon its adjudication of criminal contempt, punishing each of the defendants as follows:

a. Fining the accused defendants the TWU International and Local 100, the sum of \$1,000,000 each for their violations of the Injunction on December 20, 2005, and further fining those contemnors a sum double that of the previous fine for each of the successive days after December 20, 2005, they continue to violate the Injunction;

b. Fining each of the accused individual defendants the sum of \$1,000 for their violations of the Injunction on December 20, 2005, and an additional \$1,000 per day during which they continue to violate the Injunction, and imposing such other punishment as the Court may deem justified;

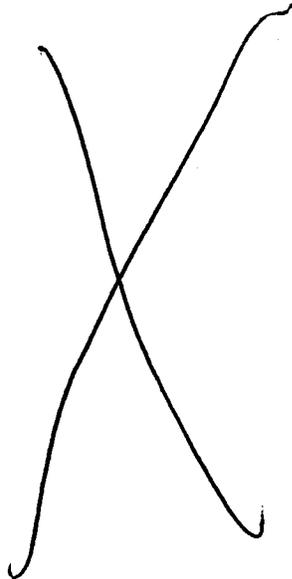
4. Directing the TWU, its officers, directors and executive board members, to order all members of Local 100 to cease any and all strike or strike-related activities and to report immediately to work at their regularly assigned work hours and work locations;

5. Directing the TWU, and its officers, directors, executive board members, members, employees, agents and representatives, to rescind publicly and withdraw any orders, directions or requests previously issued by the TWU, and/or the officers, directors, executive board members, members, employees, agents and representatives thereof, to employees of plaintiffs, that any such employees engage in any activity subject to the Injunction;

6. Directing the TWU, its officers, directors and executive board members, forthwith to communicate to all members of Local 100, by means of all channels of communication, including, but not limited to, union websites, telephone hotlines, cell phone text messages, and telephone calls, that the members of Local 100 are immediately to cease and desist from engaging in any and all conduct violative of the Injunction;

7. Directing the TWU forthwith to institute union disciplinary proceedings against any and all members of Local 100 who have violated and/or are violating any provision of the Injunction; and

8. Granting such other and further relief as the Court may deem just and proper.

A large, handwritten 'X' mark is drawn in the center of the page. The lines are thick and black, with a slightly irregular, hand-drawn appearance. The 'X' is formed by two intersecting diagonal lines that cross in the middle.

TEMPORARY RESTRAINING ORDER

MEANWHILE, sufficient cause having been shown therefor, and it appearing that immediate and irreparable injury, loss and damages are now or are about to be suffered by members of the public and by plaintiffs by reason of the alleged conduct of defendants TWU International and Local 100, their officers, directors, executive board members and the members of Local 100, it is hereby

FURTHER ORDERED that, pending the hearing of this motion:

1. TWU International and Local 100 thereof, and their officers, directors, and executive board members, are restrained and enjoined from engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiffs;

2. TWU International and Local 100, their officers, directors, and executive board members, must forthwith notify all of the members of Local 100 of their obligation under this Court's Preliminary Injunction dated December 13, 2005, and/or this Temporary Restraining Order, to cease any and all strike or strike-related activities and to report to work at their regularly assigned work hours and work locations. Notice of said obligations shall be communicated by means of all channels of communication available to TWU International and Local 100, their officers, directors, and executive board members, including, but not limited to, (a) prominently posting notice of such obligations on the websites of Local 100 and TWU International, (b) sending notice of such obligations to members via union telephone hotlines, cell phone text message systems, and telephone chains; and (c) announcing the existence of such

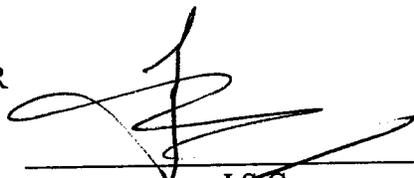
obligations through the media and at all meetings, rallies, or other assemblages of members of Local 100, until the strike and all strike-related activities have ceased.

3. TWU International, its International President Michael O'Brien, its International Secretary-Treasurer John J. Kerrigan, and its International Executive Vice President James Little, are directed forthwith to take all available steps pursuant to the TWU International's Constitution, to cause Local 100 and its officers, directors, and executive board members, to cease engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiffs.

FURTHER ORDERED that defendants TWU International and Local 100 institute union disciplinary proceedings against any and all members of Local 100 who have violated and/or are violating any provision of the Injunction or Temporary Restraining Order.

SUFFICIENT reason appearing therefor, LET personal service of a copy of this order, and the papers submitted herewith, upon each of the defendants on or before 10 a.m./~~p.m.~~, December 20, 2005, be deemed good and sufficient notice of plaintiffs' application pursuant to Article 19 of the Judiciary Law, and LET service of a copy of this order, and the papers submitted herewith, upon defendants' attorneys-of-record in this action, on or before 10 a.m./~~p.m.~~, December 20, 2005, be deemed good and sufficient notice of this order and of plaintiffs' application for relief pursuant to Article 14 of the Civil Service Law.

ENTER



J.S.C.

WARNING:
YOUR FAILURE TO APPEAR IN COURT
MAY RESULT IN YOUR IMMEDIATE
ARREST AND IMPRISONMENT FOR
CONTEMPT OF COURT.

NOTICE:
THE PURPOSE OF THIS HEARING IS TO
PUNISH YOU FOR A CONTEMPT OF
COURT AND SUCH PUNISHMENT MAY
CONSIST OF FINE OR IMPRISONMENT, OR
BOTH, ACCORDING TO LAW.

At Special Term of the Supreme Court of
the State of New York, held in the
County of Kings, at 360 Adams Street,
Brooklyn, New York, on the 20th day of
December, 2005.

PFC (P)
PRESENT:

HON. THEODORE T. JONES
Justice.

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MTA BUS COMPANY,

Plaintiff,

- against -

TRANSPORT WORKERS UNION OF AMERICA, AFL-CIO
("International"), an unincorporated voluntary association;
MICHAEL O'BRIEN, individually and as International President,
JOHN J. KERRIGAN, individually and as International Secretary-
Treasurer, JAMES LITTLE, individually and as International
Executive Vice President; LOCAL 100 of TRANSPORT
WORKERS UNION OF AMERICA, AFL-CIO, an unincorporated
voluntary association otherwise known as TRANSPORT
WORKERS UNION OF GREATER NEW YORK ("Local 100");
ROGER TOUSSAINT, individually and as President of Local 100,
ED WATT, individually and as Secretary-Treasurer of Local 100,
DARLYNE LAWSON, individually and as Recording Secretary of

: Index No. 34768/05

: Special Term

: Hon. Theodore T. Jones

: **ORDER TO SHOW**
: **CAUSE AND**
: **TEMPORARY**
: **RESTRAINING ORDER**

Local 100, NEIL WINBERRY, individually and as A Vice President
of Local 100, MARY COOPER, JASON MCSHANE, HARRY C.
PAULING, individually and as Executive Board Members of Local
100, RODERICK BAILEY, SEAN CONNOLLY, ROBERT
ELZNIC, LAWRENCE ENGLEBERT, RONALD FITTS,
CHARLES GIBLIN, NEFTALI GONZALEZ, DONALD
KAMPING, HENRY KELLY, KENNETH MOEN, THOMAS
MONACO, JAMES O'CONNOR, KEVIN PRENDERGAST,
SULTAN PREGJONI, MICHAEL TANON, FELIX TORO,
individually and as Officers of Local 100; JOHN DOE and MARY
ROE (said names of "JOHN DOE" and "MARY ROE" being
fictitious, their true names being unknown to plaintiff), being
persons employed in the operation and maintenance of the transit
facilities operated by the plaintiff; and all other persons acting in
concert with them,

Defendants.

----- X

On reading the Preliminary Injunction Order of this Court (Hon. Theodore T. Jones) entered on December 13, 2005 (the "Injunction"), and the affirmation of James B. Henly, an Assistant Attorney General of the State of New York, dated December 20, 2005, to which the Court's Injunction is annexed, the affidavit of Gary Dellaverson, Director of Labor Relations for the Metropolitan Transportation Authority, sworn to December 20, 2005, the affirmation of Daniel Altchek, dated December 19, 2005; and upon all prior proceedings had herein,

LET defendants show cause before this Court, at Special Term thereof, to be held at the Courthouse, 360 Adams Street, Courtroom 741, Brooklyn, New York, on the 20 th day of December, 2005, at 11 a.m., or as soon thereafter as counsel can be heard, WHY an order and/or an order and judgment should not be made and entered herein:

1. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants Transport Workers Union of America, AFL-CIO (the "TWU International") and Local 100 of the Transport

Workers Union of America, AFL-CIO ("Local 100") (collectively, the "TWU"), and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on December 20, 2005, by causing, instigating and inciting a strike by public employees against plaintiff in violation of this Court's Injunction; and by failing to notify members of Local 100 of the requirements of the Injunction and their statutory obligation not to engage in a strike.

2. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants TWU International and Local 100, and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on and after December 20, 2005, by conducting, engaging or participating in any manner or means a strike against plaintiff.

3. Upon its adjudication of criminal contempt, punishing the defendants by fining each of the accused individual defendants the sum of \$1,000 for their violations of the Injunction on December 20, 2005, and an additional \$1,000 per day during which they continue to violate the Injunction, and imposing such other punishment as the Court may deem justified;

4. Directing the TWU, its officers, directors and executive board members, to order all members of Local 100 employed by plaintiff MTA Bus Company to cease any and all strike or strike-related activities and to report immediately to work at their regularly assigned work hours and work locations;

5. Directing the TWU, and its officers, directors, executive board members, members, employees, agents and representatives, to rescind publicly and withdraw any orders, directions or requests previously issued by the TWU, and/or the officers, directors, executive

board members, members, employees, agents and representatives thereof, to employees of plaintiff, that any such employees engage in any activity subject to the Injunction;

6. Directing the TWU, its officers, directors and executive board members, forthwith to communicate to all members of Local 100, by means of all channels of communication, including, but not limited to, union websites, telephone hotlines, cell phone text messages, and telephone calls, that the members of Local 100 employed by MTA Bus Company are immediately to cease and desist from engaging in any and all conduct violative of the Injunction;

7. Directing the TWU forthwith to institute union disciplinary proceedings against any and all members of Local 100 who have violated and/or are violating any provision of the Injunction; and

8. Granting such other and further relief as the Court may deem just and proper.

TEMPORARY RESTRAINING ORDER

MEANWHILE, sufficient cause having been shown therefor, and it appearing that immediate and irreparable injury, loss and damages are now or are about to be suffered by members of the public and by plaintiff by reason of the alleged conduct of defendants TWU International and Local 100, their officers, directors, executive board members and the members of Local 100, it is hereby

FURTHER ORDERED that, pending the hearing of this motion:

1. TWU International and Local 100 thereof, and their officers, directors, and executive board members, are restrained and enjoined from engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiff;
2. TWU International and Local 100, their officers, directors, and executive board members, must forthwith notify all of the members of Local 100 of their obligation under this Court's Preliminary Injunction dated December 13, 2005, and/or this Temporary Restraining Order, to cease any and all strike or strike-related activities and to report to work at their regularly assigned work hours and work locations. Notice of said obligations shall be communicated by means of all channels of communication available to TWU International and Local 100, their officers, directors, and executive board members, including, but not limited to, (a) prominently posting notice of such obligations on the websites of Local 100 and TWU International, (b) sending notice of such obligations to members via union telephone hotlines, cell phone text message systems, and telephone chains; and (c) announcing the existence of such

obligations through the media and at all meetings, rallies, or other assemblages of members of Local 100, until the strike and all strike-related activities have ceased.

3. TWU International, its International President Michael O'Brien, its International Secretary-Treasurer John J. Kerrigan, and its International Executive Vice President James Little, are directed forthwith to take all available steps pursuant to the TWU International's Constitution, to cause Local 100 and its officers, directors, and executive board members, to cease engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiff.

FURTHER ORDERED that defendants TWU International and Local 100 institute union disciplinary proceedings against any and all members of Local 100 who have violated and/or are violating any provision of the Injunction or Temporary Restraining Order.

SUFFICIENT reason appearing therefor, LET personal service of a copy of this order, and the papers submitted herewith, upon each of the defendants on or before 10 a.m./p.m., December 20, 2005, be deemed good and sufficient notice of plaintiff's application pursuant to Article 19 of the Judiciary Law, and LET service of a copy of this order, and the papers submitted herewith, upon defendants' attorneys-of-record in this action, on or before 10 a.m./p.m., December 20, 2005, be deemed good and sufficient notice of this order and of plaintiff's application for relief pursuant to Article 14 of the Civil Service Law.

ENTER

J.S.C.

(E)

WARNING:

**YOUR FAILURE TO APPEAR IN COURT
MAY RESULT IN YOUR IMMEDIATE
ARREST AND IMPRISONMENT FOR
CONTEMPT OF COURT.**

NOTICE:

**THE PURPOSE OF THIS HEARING IS TO
PUNISH YOU FOR A CONTEMPT OF
COURT AND SUCH PUNISHMENT MAY
CONSIST OF FINE OR IMPRISONMENT, OR
BOTH, ACCORDING TO LAW.**

At Special Term of the Supreme Court of
the State of New York, held in the
County of Kings, at 360 Adams Street,
Brooklyn, New York, on the 20th day of
December, 2005.

PRESENT:

HON. THEODORE T. JONES
Justice.

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NEW YORK CITY TRANSIT AUTHORITY,

Plaintiff,

- against -

AMALGAMATED TRANSIT UNION, AFL-CIO ("International"),
an unincorporated voluntary association; WARREN S. GEORGE,
individually and as International President, OSCAR OWENS,
individually and as International Secretary-Treasurer, MICHAEL J.
SIANO, individually and as International Executive Vice President;
LOCAL 726 of AMALGAMATED TRANSIT UNION, AFL-CIO,
an unincorporated voluntary association ("Local 726"); ANGELO
TANZI, individually and as President of Local 726, DANIEL
CASSELLA, individually and as Financial Secretary of Local 726,
THOMAS CARNEY, individually and as Recording Secretary of

:
: Index No. 37902/05

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: Special Term
: Hon. Theodore T. Jones

: **ORDER TO SHOW
CAUSE AND
TEMPORARY
RESTRAINING ORDER**

#1
OSC
Pt. 14
12/20

FCC (P)

Local 726, VINCENT SERAPIGLIA, individually and as Vice
 President of Local 726, GEORGE BOTTS, THOMAS GUZZI, and :
 GEORGE OKIE, individually and as Executive Board Members of :
 Local 726; LOCAL 1056 of AMALGAMATED TRANSIT UNION, :
 AFL-CIO, an unincorporated voluntary association ("Local 1056");
 KENNETH BRODERICK, individually and as President of Local :
 1056, LUIS ALZATE, individually and as Financial Secretary of :
 Local 1056, IRA MILLER, individually and as Recording Secretary :
 of Local 1056, ANTOINE BREAUX, individually and as Executive :
 Vice President of Local 1056, ALBERT IANNO, MARK HENRY, :
 RONALD HARVIN, and EDWARD FIGUEROA, individually and :
 as Executive Board Members of Local 1056, STEVEN ALESCI, :
 JUNE BAYLOR-RUSSELL, KEVIN BRADY, LARRY FRIDAY, :
 MELVIN HARRIS, ARTHUR LITTELL, CARLO LOZITO, :
 FRANK MYERS, ERNEST SAMUEL, DYAL SANGAR, :
 ALEXANDER SICA, ANTHONY WINNINGHAM, and :
 CHARLES WORRELL, individually and as Officers of Local 1056; :
 JOHN DOE and MARY ROE (said names of "JOHN DOE" and :
 "MARY ROE" being fictitious, their true names being unknown to :
 plaintiff), being persons employed in the operation and maintenance :
 of the transit facilities operated by the plaintiff; and all other persons :
 acting in concert with them, :

Defendants. :
 ----- X

On reading the Preliminary Injunction Order of this Court (Hon. Theodore T. Jones)
 entered on December 15, 2005 (the "Injunction"), and the affirmation of James B. Henly, an
 Assistant Attorney General of the State of New York, dated December 20, 2005, to which the
 Court's Injunction is annexed, the affidavit of Gary Dellaverson, Director of Labor Relations for
 the Metropolitan Transportation Authority, sworn to December 20, 2005, the affirmations of
 Michael J. Lebowich, dated December 19, 2005, and Daniel Altchek, dated December 19, 2005;
 and upon all prior proceedings had herein,

LET defendants show cause before this Court, at Special Term thereof, to be held at the Courthouse, 360 Adams Street, Courtroom 741, Brooklyn, New York, on the 20th day of December, 2005, at 11 a.m., or as soon thereafter as counsel can be heard, WHY an order and/or an order and judgment should not be made and entered herein:

1. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants Amalgamated Transit Union, AFL-CIO ("ATU International"), Local 726 of Amalgamated Transit Union, AFL-CIO ("Local 726), and Local 1056 of Amalgamated Transit Union, AFL-CIO ("Local 1056) (collectively, the "ATU"), and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on December 20, 2005 and after, by causing, instigating and inciting a strike by public employees against plaintiff in violation of this Court's Injunction; and by failing to notify members of Locals 726 and 1056 of the requirements of the Injunction and their statutory obligation not to engage in a strike.

2. Pursuant to Judiciary Law Sections 750 and 751, adjudging defendants ATU International, Locals 726 and 1056, and their officers, officials, directors and executive board members guilty of criminal contempt for willful disobedience of and resistance to this Court's Injunction on and after December 20, 2005, by conducting, engaging or participating in any manner or means a strike against plaintiff.

3. Upon its adjudication of criminal contempt, punishing each of the defendants as follows:

a. Fining the accused defendants the ATU International, Locals 726 and 1056, the sum of \$500,000 each for their violations of the Injunction on December 20, 2005, and

further fining those contemnors a sum double that of the previous fine for each of the successive days after December 20, 2005, they continue to violate the Injunction;

b. Fining each of the accused individual defendants the sum of \$1,000 for their violations of the Injunction on December 20, 2005, and an additional \$1,000 per day during which they continue to violate the Injunction, and imposing such other punishment as the Court may deem justified;

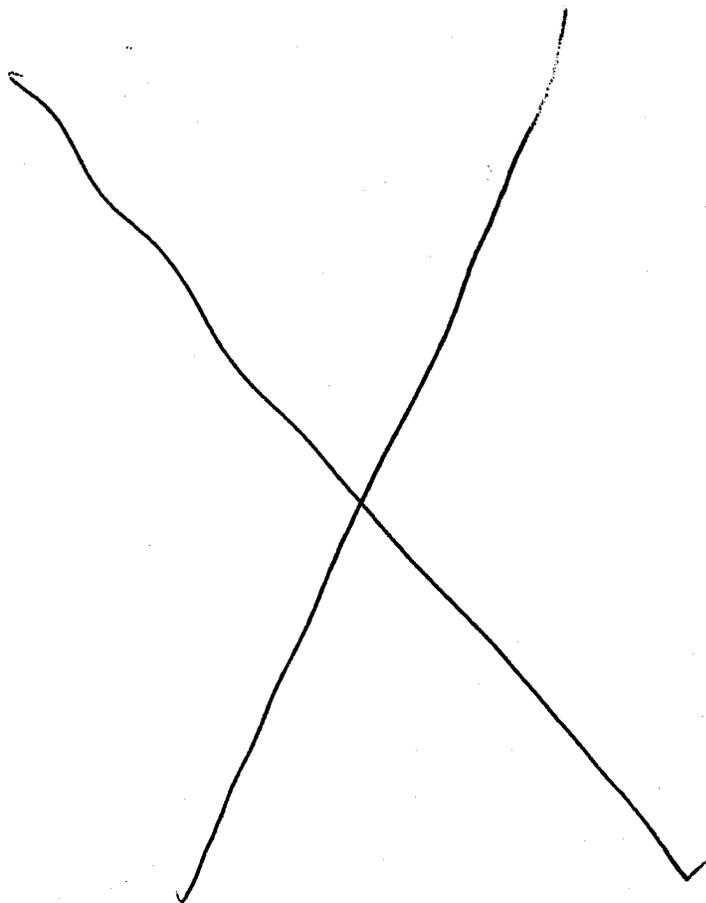
4. Directing the ATU, its officers, directors and executive board members, to order all members of Locals 726 and 1056 to cease any and all strike or strike-related activities and to report immediately to work at their regularly assigned work hours and work locations;

5. Directing the ATU, and its officers, directors, executive board members, members, employees, agents and representatives, to rescind publicly and withdraw any orders, directions or requests previously issued by the ATU, and/or the officers, directors, executive board members, members, employees, agents and representatives thereof, to employees of plaintiff, that any such employees engage in any activity subject to the Injunction;

6. Directing the ATU, its officers, directors and executive board members, forthwith to communicate to all members of Locals 726 and 1056, by means of all channels of communication, including, but not limited to, union websites, telephone hotlines, cell phone text messages, and telephone calls, that the members of Locals 726 and 1056 are immediately to cease and desist from engaging in any and all conduct violative of the Injunction;

7. Directing the ATU forthwith to institute union disciplinary proceedings against any and all members of Locals 726 and 1056 who have violated and/or are violating any provision of the Injunction; and

8. Granting such other and further relief as the Court may deem just and proper.



TEMPORARY RESTRAINING ORDER

MEANWHILE, sufficient cause having been shown therefor, and it appearing that immediate and irreparable injury, loss and damages are now or are about to be suffered by members of the public and by plaintiff by reason of the alleged conduct of defendants ATU International and Locals 726 and 1056, their officers, directors, executive board members and the members of Locals 726 and 1056, it is hereby

FURTHER ORDERED that, pending the hearing of this motion:

1. ATU International and Locals 726 and 1056 thereof, and their officers, directors, and executive board members, are restrained and enjoined from engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiff;

2. ATU International and Locals 726 and 1056, their officers, directors, and executive board members, must forthwith notify all of the members of Local 100 of their obligation under this Court's Preliminary Injunction dated December 15, 2005, and/or this Temporary Restraining Order, to cease any and all strike or strike-related activities and to report to work at their regularly assigned work hours and work locations. Notice of said obligations shall be communicated by means of all channels of communication available to ATU International and Locals 726 and 1056, their officers, directors, and executive board members, including, but not limited to, (a) prominently posting notice of such obligations on the websites of ATU International and Local 726; (b) sending notice of such obligations to members via

telephone hotlines, cell phone text message systems, and telephone chains; and (c) announcing the existence of such obligations through the media and at all meetings, rallies, or other assemblages of members of Locals 726 and 1056, until the strike and all strike-related activities have ceased.

3. ATU International, its International President Warren S. George, its International Secretary-Treasurer Oscar Owens, and its International Executive Vice President Michael J. Siano, are directed forthwith to take all available steps pursuant to the ATU International's Constitution, to cause Locals 726 and 1056 and their officers, directors, and executive board members, to cease engaging in, causing, instigating, inciting, or in any way aiding or abetting or encouraging or condoning a strike or other concerted stoppage of work or slowdown by any employee or employees of plaintiff.

FURTHER ORDERED that defendants ATU International and Locals 726 and 1056 institute union disciplinary proceedings against any and all members of Locals 726 and 1056 who have violated and/or are violating any provision of the Injunction or Temporary Restraining Order.

SUFFICIENT reason appearing therefor, LET personal service of a copy of this order, and the papers submitted herewith, upon each of the defendants on or before 10 a.m./~~p.m.~~, December 20, 2005, be deemed good and sufficient notice of plaintiff's application pursuant to Article 19 of the Judiciary Law, and LET service of a copy of this order, and the papers submitted herewith, upon defendants' attorneys-of-record in this action, on or before 10 a.m./~~p.m.~~, December 20, 2005, be deemed good and sufficient notice of this order and of plaintiff's application for relief pursuant to Article 14 of the Civil Service Law.

ENTER


J.S.C.