

**ORIGINAL**

FILED

2025 JUN 17 PM 2:05

CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
LOS ANGELES  
BY: 

1 MATTHEW R. WALSH  
2 19197 GOLDEN VALLEY RD #333  
3 SANTA CLARITA, CA 91387  
4 (661) 644-0012

5 Plaintiff In Pro Per,

6 **UNITED STATES DISTRICT COURT**  
7 **CENTRAL DISTRICT OF CALIFORNIA**

8 MATTHEW R. WALSH  
9 19197 GOLDEN VALLEY RD #333  
10 SANTA CLARITA, CA 91387,

11 Plaintiff In Pro Per,

12 vs.

13 ROKOKO ELECTRONICS  
14 (AND DOES 1 THROUGH 50, INCLUSIVE)  
15 31416 AGOURA RD STE 118  
16 WESTLAKE VILLAGE, CA  
17 91361

18 Defendant

Case No.: 2:25-CV-05340-ODW-RAO

**MEMORANDUM OF POINTS AND  
AUTHORITIES  
IN SUPPORT OF PLAINTIFF'S EX  
PARTE APPLICATION FOR  
TEMPORARY RESTRAINING ORDER  
AND MOTION TO STAY PROCEEDINGS**

19 **MEMORANDUM OF POINTS AND AUTHORITIES**  
20 **IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION FOR TEMPORARY**  
21 **RESTRAINING ORDER AND MOTION TO STAY PROCEEDINGS**

22 **1. INTRODUCTION**

23 This Court presently lacks subject matter jurisdiction. Plaintiff's pending Motion  
24 to Remand directly challenges the propriety of removal under 28 U.S.C. § 1447(c). Until  
25 this threshold question is resolved, the Court is without authority to adjudicate the merits  
26 of the action or to grant Defendant's requested relief.  
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**2. LEGAL STANDARD**

A Temporary Restraining Order (TRO) may be issued when the movant demonstrates:

(1) a likelihood of success on the merits; (2) a likelihood of irreparable harm in the absence of relief; (3) that the balance of equities tips in the movant’s favor; and (4) that an injunction is in the public interest. *Winter v. Natural Resources Defense Council*, 555 U.S. 7, 20 (2008).

A district court also retains inherent authority to manage its docket and preserve judicial economy, including staying proceedings when jurisdiction is contested. *Landis v. North American Co.*, 299 U.S. 248, 254 (1936).

**ARGUMENTS**

**1. THIS COURT LACKS JURISDICTION**

The Court Lacks Jurisdiction Until the Motion to Remand Is Resolved

Federal courts are courts of limited jurisdiction and must resolve jurisdictional disputes before proceeding. (*Steel Co. v. Citizens for Better Environment*, 523 U.S. 83, 94 (1998)).

*“Without jurisdiction the court cannot proceed at all in any cause.” (Ex parte McCardle, 74 U.S. (7 Wall.) 506, 514 (1868)).*

1        2.    **LACK OF CITIZENSHIP DIVERSITY**

2        Defendant’s removal is legally infirm for multiple reasons outlined in Plaintiff’s Motion  
3        to Remand, including lack of diversity and procedural impropriety. Plaintiff further  
4        affirms he is prepared to submit dispositive, irrefutable evidence confirming that diversity  
5        jurisdiction is lacking.  
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8        3.    **PLAINTIFF WILL SUFFER IRREPERABLE HARM WITHOUT A STAY**

9        Defendant has already manipulated procedural timelines in State Court to frustrate  
10       discovery and evade summary judgment. Their pending request for an extension of time  
11       would continue that tactic. If the Court permits proceedings to advance while jurisdiction  
12       is unsettled, Plaintiff’s rights to pursue lawful remedies in the proper forum may be  
13       extinguished. That harm cannot be undone.  
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17       4.    **PLAINTIFF HAS NOT OPPOSED THE MOTION TO REMAND**

18       Defendant has been on notice since June 12, 2025, but has made no effort to challenge  
19       the remand motion. Their silence on the jurisdictional issue, while simultaneously filing  
20       for an extension to address the merits, is emblematic of bad faith forum manipulation.  
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23       5.    **THE BALANCE OF EQUITIES AND PUBLIC INTEREST FAVOR A STAY**

24       The relief requested merely seeks to preserve the status quo while the Court determines  
25       whether it may proceed or must remand. Allowing the case to move forward while  
26       jurisdiction is under question would waste judicial resources and prejudice Plaintiff.  
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**PROOF OF SERVICE**

I, Matthew R. Walsh, declare:

I am a resident of the State of California, over the age of eighteen years, and a party to this action. My business address is 19197 Golden Valley Rd #333, Santa Clarita, CA 91387.

On June 17, 2025, I served the following document(s):

**PLAINTIFFS EX PARTE MEMORANDUM OF POINTS AND AUTHORITIES AND NOTICE OF MOTION AND MOTION TO STAY PROCEEDINGS**

by transmitting a true copy via electronic mail to the following email address(es):

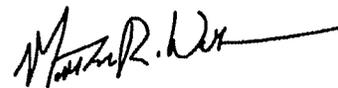
**Reed Smith LLP (Counsel for Defendant)**  
Heather Valencia, Esq.  
[Hvalencia@reedsmith.com](mailto:Hvalencia@reedsmith.com)

By placing a true and correct copy in a sealed envelope, with first-class postage fully prepaid, and depositing it in the United States Mail at Santa Clarita, California, addressed as follows:

**Reed Smith LLP (Counsel for Defendant)**  
Heather Valencia, Esq.  
515 South Flower Street, Suite 4300  
Los Angeles, CA 90071

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on June 17, 2025  
Santa Clarita, California



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Matthew R. Walsh  
Plaintiff In Pro Per