

**COLE, SCHOTZ, MEISEL,
 FORMAN & LEONARD, P.A.
 A PROFESSIONAL CORPORATION**
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 Attorneys for Plaintiffs HUNTINGDON LIFE
 SCIENCES, INC.;
 and LIFE SCIENCES RESEARCH, INC.

 HUNTINGDON LIFE SCIENCES, INC. and LIFE
 SCIENCES RESEARCH, INC.,

Plaintiffs,

v.

NICHOLAS COONEY a/k/a NICK COONEY;
 HUGS FOR PUPPIES; JANE DOES 1-100,
 NAMES BEING FICTITIOUS; RICHARD ROES
 1-100, NAMES BE FICTITIOUS,

Defendants.

SUPERIOR COURT OF NEW JERSEY
 CHANCERY DIVISION:
 BERGEN COUNTY

DOCKET NO.: C-435-06

CIVIL ACTION

**ORDER TO SHOW CAUSE WITH
 TEMPORARY RESTRAINTS**

 THIS MATTER having been opened to the Court upon the application of Cole, Schotz,
 Meisel, Forman & Leonard, P.A., attorneys for plaintiff Huntingdon Life Sciences, Inc. ("HLS"),
 and its parent corporation, Life Sciences Research, Inc. ("LSR"); and defendants Nicholas
 Cooney, a/k/a Nick Cooney; Hugs For Puppies, Jane Does 1-100 and Richard Roes 1-100,
 Names Being Fictitious, having been notified of the within application; and the Court having
 considered the plaintiff's Verified Complaint, the Certification annexed thereto, and brief in
 support thereof;

It is on this 22nd day of Decemb, 2006;

ORDERED, that the defendants Nicholas Cooney, a/k/a Nick Cooney, and Hugs For Puppies, show cause before this Court, located at the Justice Center, 10 Main Street, Room 323, Hackensack, Bergen County, on the 19th day of January, 2007 at 10 A.M. or as soon thereafter as counsel may be heard, as to why the relief demanded in the plaintiff's Verified Complaint should not be granted as follows:

(A) Enjoining defendants, each of them, and their members, agents, employees, representatives, supporters, and all persons or entities acting in concert and participation with them or with actual notice of the order, during the pendency of this action, from committing or furthering the commission of any of the following acts:

- (i) harassing, stalking, intimidating, menacing or committing or attempting to commit any act of violence, or making any overt or implicit threat of violence against any employee, consultant, independent contractor or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or against any person known or believed to be a family member of any such person;
- (ii) trespassing on the real property of, or interfering with, vandalizing or damaging the real or personal property of, any employee, consultant, independent contractor or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or of any person known or believed to be a family member of any such person;
- (iii) placing or maintaining upon any website, or disseminating electronically over the internet, by e-mail or otherwise, any personal or confidential information regarding any employee, consultant, independent contractor or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or regarding any person known or believed to be a family member of any such person;

- (iv) organizing, promoting, conducting, convening or engaging in any demonstration, protest, and/or picketing or leafleting activity within 100 feet of the business premises of HLS or LSR, or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or within 100 feet of any business location of any person known or believed to be a family member of any such person, without complying with the reasonable time, place and manner restrictions and requirements set forth at subparagraph xi (a), (b) and (c) below;
- (v) organizing, promoting, conducting, convening or engaging in any demonstration, protest, and/or picketing or leafleting activity within 100 feet of any real property owned by or known or believed to be in the possession of any employee, consultant, independent contractor or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or within 100 feet of any real property owned by or known to be in the possession of any person known or believed to be a family member of any such person, without complying with the reasonable time, place and manner restrictions and requirements set forth at subparagraph xi (a), (b) and (c) below;
- (vi) approaching any employee, consultant, independent contractor, or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or any person known or believed to be a family member of any such person;
- (vii) screaming, shouting, yelling, amplifying sounds with electronic equipment or otherwise causing or creating any loud disturbing or annoying noise at or near the home of any employee, consultant, independent contractor, or director of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or any person known or believed to be a family member of any such person;
- (viii) making any phone calls of a threatening or harassing nature, or directing, causing, inducing or encouraging others to make any phone calls of a threatening or harassing nature, to the offices of HLS or LSR, or to the offices of any entity known or believed to have business or economic

relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or to the home or cellular telephones of any employee, consultant, independent contractor or director of any such business entity, or to any person known or believed to be a family member of any such person;

(ix) sending any unsolicited e-mail of a threatening or harassing nature, or directing, causing, inducing or encouraging others to send any such unsolicited e-mail, to any account owned by or maintained for the benefit of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, or to any account owned or maintained for the benefit of any employee, consultant, independent contractor or director of any such business entity, or to any person known or believed to be a family member of any such person;

(x) blocking or attempting to block the internet website, e-mail, facsimile lines or telephone lines of HLS or LSR or any entity known or believed to have business or economic relations with HLS or LSR, or known or believed to have a prospective business or economic relationship with HLS or LSR, including but not limited to market makers, investors, customers and suppliers, through so called "phone blockades," "black faxes," "web attacks," or other means; and

(xi) Imposing the following reasonable time, place and manner restrictions upon the defendants' "protests":

- (a) Requiring defendants to notify the police department of the township, municipality or borough of any intended protest or demonstration at least seventy-two (72) hours prior to any intended protest or demonstration pursuant to this injunction;
- (b) Requiring defendants to protest in a group of no more than fifteen (15) persons, for no more than ninety (90) minutes every two weeks, between 9:00 a.m. and 5:00 p.m., Monday through Friday, excluding state and federal holidays; and
- (c) Prohibiting defendants from wearing masks, bandanas, hoods, or other items intended to cover faces and conceal identities; and

(xii) granting such other relief, including but not limited to attorneys' fees and costs, as the Court may deem just and appropriate; and

IT IS FURTHER ORDERED that a Temporary Restraining Order be issued, effective immediately as of the date of this Order to Show Cause, and to continue, remaining in full force and effect until such time as the Court has issued a ruling on plaintiffs' application for a Preliminary Injunction, restraining and enjoining defendants Nicholas Cooney, a/k/a Nick Cooney, and Hugs For Puppies, jointly and severally, and their members, employees representatives, and all persons or entities acting in concert and in participation with them and with actual notice of the order, from committing or furthering the commission of any of the following acts:

- (i) harassing, stalking, intimidating, menacing or committing or attempting to commit any act of violence, or making any overt or implicit threat of violence against any employee or director of HLS or LSR or any entity set forth on Schedule A hereto, or any market makers, investors, customers and suppliers of HLS or LSR, or any person who is a family member of any such person;
- (ii) trespassing on the real property of, or interfering with, vandalizing or damaging the real or personal property of, any employee or director of HLS or LSR or any entity set forth on Schedule A hereto, or any market makers, investors, customers and suppliers of HLS or LSR, or against any person who is a family member of any such person;
- (iii) Placing or maintaining upon any web site any information regarding any person known or believed to be a current or former employee of HLS or LSR or any entity set forth on Schedule A, or any market makers, investors, customers and suppliers of HLS or LSR, or any person who is a family member or any such person ;
- (iv) organizing, promoting, conducting, convening or engaging in any demonstration, protest, and/or picketing or leafleting activity within 100 feet of the business premises of HLS or LSR, or any entity set forth on Schedule A hereto, or any market makers, investors, customers and suppliers of HLS or LSR, or within 100 feet of any business location of any person who is a family member of any such person, without complying with the reasonable time, place and manner restrictions and requirements set forth at subparagraphs xi(a) and (b) below;

- (v) organizing, promoting, conducting, convening or engaging in any demonstration, protest, and/or picketing or leafleting activity within 100 feet of any real property owned by or known or believed to be in the possession of any employee or director of HLS or LSR or any entity set forth on Schedule A hereto, or any market makers, investors, customers and suppliers of HLS or LSR, or within 100 feet of any real property owned by or known to be in the possession of any person who is a family member of any such person, without complying with the reasonable time, place and manner restrictions and requirements set forth at subparagraphs xi(a) and (b) below;
- (vi) approaching any employee or director of HLS or LSR or any entity set forth on Schedule A hereto, or any market makers, investors, customers and suppliers of HLS or LSR, or any person who is a family member of any such person;
- (vii) Defendants shall act in accordance with any and all municipal noise ordinances. Should there be no applicable ordinances, defendants shall be prohibited from amplifying sounds with electronic equipment at or near the home of any current or former employee or director of HLS or LSR or any entity set forth on Schedule A, or at or near the home of any current or former employee or director of any market makers, investors, customers and suppliers of HLS or LSR, or any person who is a family member of any such person;
- (viii) making any phone calls of a threatening or harassing nature, or directing, causing, inducing or encouraging others to make any phone calls of a threatening or harassing nature, to the offices of HLS or LSR, or to the offices of any entity set forth on Schedule A hereto, or to the offices of any market makers, investors customers, and suppliers of HLS or LSR, or against any person who is a family member of any such person, or to the home or cellular telephones of any employee or director of any such business entity, or to any person who is a family member of any such person;
- (ix) sending any unsolicited e-mail of a threatening or harassing nature, or directing, causing, inducing or encouraging others to send any such unsolicited e-mail, to any account owned by or maintained for the benefit of HLS or LSR or any entity set forth on Schedule A hereto, or to any account owned or maintained for the benefit of any employee or director of any such entity, or to any person who is a family member of any such person;
- (x) blocking or attempting to block the internet website, e-mail, facsimile lines or telephone lines of HLS or LSR or any entity set forth on Schedule A, or to market makers, investors, customers and suppliers,

through so called "phone blockades," "black faxes," "web attacks," or other means; and

(xi) Imposing the following reasonable time, place and manner restrictions upon the defendants' "protests":

- (a) Requiring defendants to notify the police department of the township, municipality or borough of any intended protest or demonstration at least seventy-two (72) hours prior to any intended protest or demonstration pursuant to this injunction;
- (b) Requiring defendants to protest in a group of no more than fifteen (15) persons, for no more than ninety (90) minutes every two weeks; between 9:00 a.m. and 5:00 p.m., Monday through Friday, excluding state and federal holidays; and

ask to
 IT IS FURTHER ORDERED that plaintiffs may supplement Schedule A, as appropriate, to include additional entities or individuals with whom ^A they have existing or prospective business relationships by providing the Court and defendants with a revised Schedule A; and

IT IS FURTHER ORDERED that defendants, each of them, and their members, officers, employees, representatives, affiliates, and all persons in active concert with them shall post on all websites owned, operated or controlled by any of the defendants, which relate to animal rights or a campaign against HLS or LSR, the following language:

"Notice: The Superior Court of the State of New Jersey has issued an order prohibiting certain activity relating to Huntingdon Life Sciences, Inc. and Life Sciences Research, Inc., and any persons or entities having business or economic relations with Huntingdon Life Sciences, Inc. or Life Sciences Research, Inc."

Such notice shall be posted as a continuously visible underlined hyperlink which, when clicked, displays only a legible, complete and unmodified copy of all pages of the order. Such notice shall be posted on the home page of any website owned or operated by defendants, including without limitation www.hugsforpuppies.org and www.myspace.com/hugsforpuppies, in a typeface and color that is consistent with the most prominent reference to plaintiffs on each such

page, and in a manner whereby the hyperlink is proximately located to the most prominent reference to plaintiffs on the page such that the hyperlink would ordinarily be displayed to users viewing the page; and

IT IS FURTHER ORDERED that the defendants shall have a continuing, on-going responsibility to email a complete and unmodified copy of all pages of this Order, to individuals on their respective email lists and to any persons who join said lists; and

IT IS FURTHER ORDERED that any opposition to the plaintiffs' application must be filed and served by 1/5 2007, and

IT IS FURTHER ORDERED that any reply to opposition ^{may} must be filed and served by 1/12/07 and

IT IS FURTHER ORDERED that this Order to Show Cause shall serve as a summons and a representative of Cole, Schotz, Meisel, Forman & Leonard, P.A. is hereby specifically appointed pursuant to R. 4:3-3 to serve two (2) copies of this Order to Show Cause with Temporary Restraints and Verified Complaint, upon Defendant in a manner consistent with R. 4:4-1, *+ 4:4-4, this being original process* including personally and/or by certified mail, return receipt requested, which shall be deemed good and sufficient service; and it is further

IT IS FURTHER ORDERED that Plaintiff's counsel is authorized to give notice to Defendants as to the entry of this Order to Show Cause with Temporary Restraints via e-mail; and it is further

IT IS FURTHER ORDERED that Defendant shall serve and file an Answer to the Verified Complaint within thirty-five (35) days of the date of the service of the Verified Complaint in accordance with this Order. If Defendant fails to answer or otherwise appear,

Judgment by default may be rendered against him for the relief demanded in the Verified
Complaint.



HONORABLE PETER H. DOYNE, J.S.C.

SCHEDULE A

NYSE GROUP, Inc. and its subsidiaries

SmithKline Beecham Corporation d/b/a GlaxoSmithKline