

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

Robert Anderson
D/B/A Detroit Tubs

Hon. Richard Caretti
Case No. 2023-001402-CB .

Plaintiff,

v.

Nick Doelle, Individually Modern Paint and Design
OCEAN ROCK BATH, LLC, Defendants,

_____ /

Robert Anderson
D/B/A Detroit Tubs
21537 Tanglewood
ST. Clair Shores, MI. 48082
586-344-3030

**PLAINTIFF'S MOTION FOR
PRELIMINARY INJUNCTIVE RELIEF**

NOW COMES THE PLAINTIFF ROBERT ANDERSON'S PLAINTIFF'S MOTION
FOR PRELIMINARY INJUNCTIVE RELIEF.

1. In the original complaint filed on or about 04/25/2023 the Plaintiff Requested Temporary against Defendants Nick Doelle and Ocean Rock Bath LLC.
2. The Defendants filed a Instant Motion for Summary Disposition that was heard on/or about 07/10/2023 and was denied by this court.

3. The Defendant Nick Doelle and Ocean Rock Bath LLC, Breached the non-compete agreement about eight months before they officially ended their business relationship . (SEE EX. A)
4. This was done by taking sales/ leads from the Plaintiff while working the booth at the Novi home show and was addressed in the original complaint.
5. Furthermore, Doelle and Ocean Rock LLC entered into a dealer agreement with the same vendors/ suppliers as the Plaintiff. National Acrylics which make and sell bathroom walls and fixtures .
6. Doelle and Ocean Rock LLC, Defendants still are using the sample books provided by the Plaintiff to Doelle that was bought by Plaintiff from National Acrylic's. (Please note that National Acrylics is a party in a case in federal court. (SEE EX. B)
7. Doelle and Ocean Rock LLC are and has actively attempting to violate their agreement, please see from their Google My Business Page (SEE EX. C)
8. Doelle's actions has caused a Judgment to be Entered by the 44th District. (SEE EX. D)
9. Doelle action have also caused a case to be filed in the District court 41B # 23-08842-SC

Plaintiff Humbly requests this honorable court FOR PRELIMINARY INJUNCTIVE RELIEF / Temporary Restraining Order. This was agreed to in the 2 year Non Compete agreement signed by Doelle in November 2019. The Defendant was reminded of signed agreement and was warned that litigation possible in text messages exchanged by the parties. His Reply was "why Bother"

It is clear that Doelle planned his actions to damage the Plaintiff and breach the agreement for at least Eight Months or / on 06/22/2022 when he started his LLC.

Their relationship was ended officially on or about 02/24/2023, when the Plaintiff removed access to the computer system . In the Original complaint it is alleged that Doelle took sales totaling \$396,000 and 74 Leads from the Plaintiff , If the court divides \$396,000 in revenue by 74 leads they will get \$5,351 which is close to the average ticket / sales price of \$4,995.00 of the Plaintiff's. A party to litigation can file a request for a preliminary injunction and seek an order from the court to maintain the status quo until the dispute is resolved. If the court fails to act the Plaintiff will continue to suffer damages for years of 2023 and 2024. The Plaintiff believes that the motion meets or exceeds the standards the court may consider when granting such motion.

A party seeking an injunction must show:

- Substantial likelihood of success on the merits. Parties seeking the injunction need to show that they are likely to win their case. ...
- Irreparable harm. ...
- Balancing the equities. ...
- Public interest.

Friday, January 26, 2024




ROBERT ANDERSON

EX. A

4/9/23, 9:18 PM Search Summary State of Michigan Corporations Division

LARA Home Contact LARA Online Services News MI.gov



ID Number: 802875550 [Request certificate](#) [Return to Results](#) [New search](#)

Summary for: OCEAN ROCK BATH SYSTEMS L.L.C.
The name of the DOMESTIC LIMITED LIABILITY COMPANY: OCEAN ROCK BATH SYSTEMS L.L.C.

Entity type: DOMESTIC LIMITED LIABILITY COMPANY
Identification Number: 802875550

Date of Organization in Michigan: tel:802875550

Purpose: All Purpose Clause

Term: Perpetual

The name and address of the Resident Agent:
Resident Agent Name: NICHOLAS G DOELLE
Street Address: 35334 PARK ST
Apt/Suite/Other:
City: RICHMOND State: MI Zip Code: 48062

Registered Office Mailing address:
P.O. Box or Street Address: 35334 PARK ST
Apt/Suite/Other:
City: RICHMOND State: MI Zip Code: 48062

Act Formed Under: 023-1993 Michigan Limited Liability Company Act
Acts Subject To: 023-1993 Michigan Limited Liability Company Act

Managed By:
Members

View filings for this business entity:
CERTIFICATE OF ABANDONMENT OF MERGER
ARTICLES OF ORGANIZATION AND CERTIFICATE OF CONVERSION
CERTIFICATE OF CONVERSION
CERTIFICATE OF RESTORATION OF GOOD STANDING
CERTIFICATE OF MERGER
[View filings](#)

Comments or notes associated with this business entity:

EX . B

1/23/24, 9:15 PM

CM/ECF - U.S. District Court:mied

[Query](#) [Reports](#) [Utilities](#) [Help](#) [Log Out](#)

LR11.2_NOTICE

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:23-cv-12071-LVP-CI**

Anderson v. National Acrylics et al
Assigned to: District Judge Linda V. Parker
Referred to: Magistrate Judge Curtis Ivy, Jr
Demand: \$396,000
Cause: No cause code entered

Date Filed: 08/14/2023
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Robert Anderson

represented by **Robert Anderson**
21537 Tanglewood
St. Clair Shores, MI 48082
PRO SE

V.

Defendant

National Acrylics

represented by **Robert J. Gavin**
Shifman & Carlson, P.C.
MICHIGAN (MI)
34705 W 12 Mile Road
Ste 160
Farmington Hills, MI 48331
248-406-0620
Email: rgavin@shifmancarlsonlaw.com
ATTORNEY TO BE NOTICED

Sean Patrick Murphy
Murphy Law Firm PLC
Michigan
34705 W. Twelve Mile Road
Suite 160
Farmington Hills, MI 48331
248-686-3861
Email: sean@murphy.law
ATTORNEY TO BE NOTICED

Defendant

Ipower.com

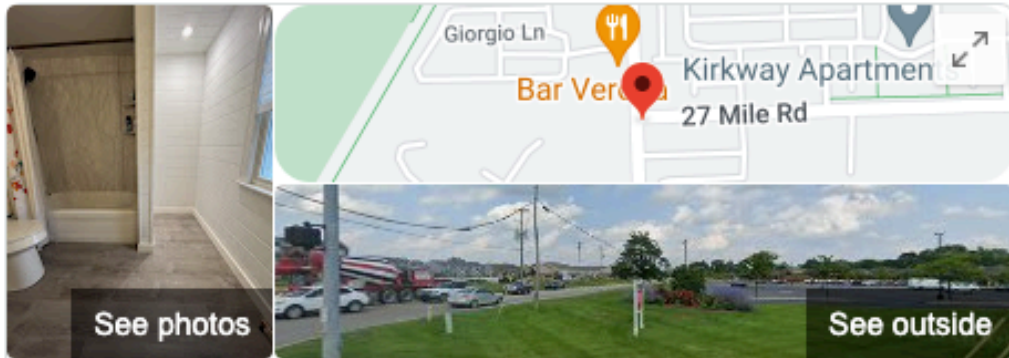
Defendant

Ocean Rock Bath LLC

represented by **Robert J. Gavin**
(See above for address)
ATTORNEY TO BE NOTICED

Sean Patrick Murphy

EX. C



Ocean Rock Bath Systems



[Website](#)

[Directions](#)

[Save](#)

[Call](#)

2.0 ★★☆☆☆ 8 Google reviews

Bathroom remodeler in Washington, Michigan

Address: 58974 Van Dyke Ave, Washington, MI 48094

Areas served: St. Clair Shores and nearby areas

Hours: Closed · Opens 9AM Mon ▾

Easter might affect these hours

Phone: (586) 747-4077

[Suggest an edit](#) · [Own this business?](#)

EX. C1



Kerry Kaiser

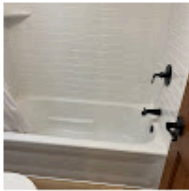
2 reviews · 1 photo



★★★★★ 2 weeks ago **NEW**

Super experience! Great communication, hard-working, lots of attention to detail and they cleaned up!

Service: Interior structural repairs



Response from the owner 2 weeks ago

Thank you so much for this wonderful review! So glad your family chose my company to remodel your bathroom. What a difference! Good luck with your daughters wedding coming up. 😊

EX. D

A TRUE COPY

STATE OF MICHIGAN
44TH JUDICIAL DISTRICT COURT
CIVIL DIVISION

GREG MANNING
Plaintiff / Counter-defendant

Case No. 20-03357-GC

-vs-

Hon. Derek W. Meinecke

ROBERT ANDERSON,
D/B/A DETROIT BATHTUBS
Defendant / Counter-plaintiff

Claude T. Beavers (P62489)
Attorney for Plaintiff / Counter-defendant
P.O. Box 152
Eastpointe, MI 48021
(248) 547-7042

Robert Anderson D/B/A Detroit Bathtubs
IN Pro Per
21537 Tanglewood
St. Clair Shores, MI 48082
(586) 344-3030

REC'D 44TH DISTRICT COURT 2023 SEP 29 PM 12:16

Probate 0

JUDGMENT AND ORDER

At a session of the Court held in the City of Royal Oak,

County of Oakland, State of Michigan on

9/20 2023

Present: Hon. **DEREK W. MEINECKE**

District Court Judge

418 DISTRICT COURT
2023 SEP 29 P 4: 02

Plaintiff having filed a motion to reinstate the Judgment in the above captioned because the Defendant failed to adhere to the settlement agreement and a clause in the agreement that stipulates that said judgment shall be reinstated.