

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

IN RE:)	
)	MDL Docket No. 02-1335-B (PJB)
)	
TYCO INTERNATIONAL, LTD.,)	This document relates to:
SECURITIES LITIGATION)	Securities Action
)	Civil Action No. 02-266-PB
)	
)	Individual Actions
)	(Tyco v. Kozlowski; Tyco v.
)	Kozlowski and Swartz)
)	

TEMPORARY RESTRAINING ORDER

Upon the motion dated October 3, 2008, of Plaintiffs Tyco International Ltd. and Tyco International (U.S.) Inc. (collectively, "Tyco") for a temporary restraining order and a preliminary injunction against Defendant L. Dennis Kozlowski and for other relief (the "Motion"), the Court having heard from counsel for Tyco and Defendant, and good cause having been shown, in order to preserve the status quo pending the determination of the Motion for a preliminary injunction, it is hereby

ORDERED that:

1. Pending the determination of the branch of the Motion seeking a preliminary injunction, Defendant L. Dennis Kozlowski, his agents, servants, employees and attorneys, all persons in active concert or participation with said Defendant and all other persons who receive actual notice of this Order by personal service or otherwise, shall not transfer, assign, encumber, sell or dispose of any assets or property, real or personal, tangible or intangible, in which said Defendant has a legal, equitable, custodial

or beneficial interest, except as may be required to pay bills or expenses of said Defendant in the ordinary course (other than any payments in connection with any agreement with or divorce judgment granted to Karen Kozlowski);

2. In light of Tyco's financial statement attached to the Motion, [no bond is required as security for costs and damages that said Defendant may be found to have sustained in the event it is determined that he has been wrongfully enjoined or restrained hereunder;]

[Tyco, by _____, 2008, shall post security in the form of a bond, letter of credit or such other instrument or form as may be acceptable to the Court in the amount of \$ _____, as security for costs and damages that said Defendant may be found to have sustained in the event it is determined that he has been wrongfully enjoined or restrained hereunder;]

3. A hearing on Tyco's Motion for a preliminary injunction shall be held on _____, 2008, starting at _____ .m;

4. Tyco's Motion to the extent it seeks expedited discovery is granted. Defendant will answer the interrogatories and respond to the document requests appended to Tyco's motion papers by no later than _____, 2008.

Dated: Concord, New Hampshire
October _____, 2008

U.S.D.J.