

1 **RUSSELL ROPE**
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4 *In Pro Per*

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6
7 SUPERIOR COURT OF THE STATE OF CALIFORNIA
8 COUNTY OF LOS ANGELES
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10
11 RUSSELL ROPE,

12 Plaintiff,

13 v.

14 COINBASE, INC. & DOES 1-20,

15 Defendants
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) Case No.: 25STCV16692

) **EX PARTE APPLICATION FOR**

) **EQUIVALENT RELIEF IN LIEU OF TRO**

) **OR EMERGENCY PRESERVATION**

) **ORDER; MEMORANDUM OF POINTS &**

) **AUTHORITIES; DECLARATION OF**

) **RUSSELL ROPE IN SUPPORT**

) Hearing Date: July 7, 2025; 8:30 AM Dept: 85

) Judge: Hon. James C. Chalfant
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21 **TO THE HONORABLE COURT**

22 **AND TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

23 PLEASE TAKE NOTICE that Plaintiff Russell Rope will and hereby does apply ex parte on July 7,
24 2025, at 8:30 a.m., or as soon thereafter as the matter may be heard, in Department 85 of the above-
25 entitled Court located at 111 N. Hill Street, Los Angeles, CA 90012, for an order granting emergency
26 equitable relief functionally equivalent to the relief sought in the Proposed TRO filed June 19, 2025, and
27 partially granted on June 27, 2025.
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1 **I. RELIEF REQUESTED**

2 Plaintiff respectfully requests that the Court:

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4 **a)** Enforce the June 27, 2025 Minute Order to compel Defendant Coinbase, Inc. to preserve all digital
5 assets, metadata, and access credentials associated with Plaintiff's Web3 Wallet and NFTs;
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8 **b)** Order Coinbase, Inc. to immediately transfer all assets (including ~4,000 NFTs) from Plaintiff's
9 Coinbase-controlled custodial wallet to Plaintiff's designated cold wallet address;

10 **0xe56f69BE1F7b5F3f807F0f3a5f89AD79d2bdacff** <---- (*verified wallet*)
11

12
13 **c)** Order Coinbase to assist with passkey recovery or bypass where necessary, using available
14 administrative access and account verification, as detailed in Plaintiff's concurrently filed supplemental
15 declaration;
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17
18 **d)** Clarify that any perceived burden claimed by Coinbase is not grounds to delay or avoid compliance,
19 particularly as the burden—if any—arises from Coinbase's own misconduct in unlawfully withholding
20 Plaintiff's assets despite repeated good-faith requests and proper legal notice;
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22 **e)** Sanction Coinbase and/or issue an OSC re: sanctions for bad faith litigation conduct, including
23 misleading the Court about technical impossibility, failing to meet and confer in good faith, and
24 misrepresenting the scope of the June 27, 2025 order.
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II. MEMORANDUM OF POINTS AND AUTHORITIES

Emergency equitable relief is warranted where a party faces irreparable harm, is likely to succeed on the merits, and where the balance of equities favors intervention. (See *Robbins v. Superior Court* (1985) 38 Cal.3d 199; Civ. Code § 3422; CCP § 526.)

Plaintiff's Verified Complaint alleges claims including conversion, fraud, and biometric coercion, supported by over 4,000 unlawfully held NFTs valued at over \$1 million. Coinbase has not disputed that the assets exist or that they control the wallet. The Court has already issued a preservation order. However, Coinbase continues to block access, ignore the preservation directive, and evade meaningful cooperation.

The Court expressed concern on July 3, 2025, about factual distinctions in Plaintiff's prior filings and asked for clarification and new facts. Plaintiff's concurrently filed supplemental declaration provides those details, including clear technical explanations of why Coinbase's claimed engineering burden is fabricated and how they routinely execute such transfers under probate and regulatory procedures.

Crucially, Plaintiff emphasizes that return of assets takes precedence over mere preservation, and has made numerous good-faith requests for transfer. Coinbase has instead tried to redirect the Court's attention away from the core harm and mischaracterize Plaintiff's relief as premature or burdensome—despite being able to manually comply with the Court's June 27 Order through root administrative actions.

1 Plaintiff respectfully requests that the Court restore meaningful relief by compelling Coinbase to fulfill
2 its custodial obligations, comply with legal process, and return Plaintiff's property without further delay.
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4 **III. DECLARATION OF RUSSELL ROPE**

5 I, Russell Rope, declare as follows:
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- 7
8 • I am the Plaintiff in this matter. I have personally experienced the denial of access to my Web3
9 Wallet since April 19, 2025, despite verifying my identity and making repeated good-faith
10 requests for support.
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- 12
13 • The Court issued a preservation order on June 27, 2025. Coinbase did not object at the time.
14 Instead, they later filed a bad-faith ex parte application attempting to dissolve that order without
15 complying or providing technical basis for their opposition.
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- 17
18 • I have submitted a detailed supplemental declaration filed concurrently with this application that
19 addresses the technical feasibility of asset transfer and account recovery, based on both my
20 technical qualifications and publicly available information about Coinbase's custodial practices.
21
- 22
23 • I am requesting immediate manual transfer of my assets using Coinbase's administrative
24 capabilities, and that those assets be preserved and not altered or deleted until full transfer is
25 complete and confirmed.
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- 1 • Coinbase’s refusal has resulted in escalating and irreparable harm to my business ventures, brand
2 equity, and digital asset value, as further detailed in my declaration.
3

4 **IV. CONCLUSION**
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6 For the foregoing reasons, Plaintiff respectfully requests that the Court grant this revised ex parte
7 application based on new facts and enforce the June 27, 2025 order through affirmative relief.
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9 Dated: July 6th, 2025

10 /s/ Russell Rope
11 *Plaintiff In Pro Per*
12

13 **PROOF OF SERVICE**
14 **Case No.: 25STCV16692**
15

16 I, Russell Rope, declare that on July 6, 2025, at 5:30 p.m. PDT, I served the foregoing **EX PARTE**

17 **APPLICATION FOR EQUIVALENT RELIEF IN LIEU OF TRO OR EMERGENCY**

18 **PRESERVATION ORDER; MEMORANDUM OF POINTS & AUTHORITIES;**

19 **DECLARATION OF RUSSELL ROPE IN SUPPORT** on Coinbase, Inc.’s counsel

20 (jackie.feick@nortonrosefulbright.com, eric.martin@nortonrosefulbright.com,
21 jeff.margulies@nortonrosefulbright.com) via email, pursuant to Cal. Code Civ. Proc. §1010.6 and Cal.
22 Rules of Court, Rule 2.251. I declare under penalty of perjury under the laws of California that the

23 foregoing is true and correct.
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26 Dated: July 6th, 2025

27 /s/ Russell Rope
28 *Plaintiff In Pro Per*