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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAI‘I

JASON WOLFORD; ALISON
WOLFORD; ATOM KASPRZYCKI;
HAWAII FIREARMS COALITION,

Plaintiffs,

v.

ANNE E. LOPEZ, in her official
capacity as the Attorney General of the
State of Hawai‘i,

Defendant.

Civil No. 1:23-cv-00265-LEK-WRP

**JOINT STIPULATION TO
CONVERT TEMPORARY
RESTRAINING ORDER TO
PRELIMINARY INJUNCTION
AND TO STAY FURTHER
PROCEEDINGS IN THE DISTRICT
COURT PENDING APPEAL**

District Judge:

Hon. Leslie E. Kobayashi

Magistrate Judge:

Hon. Wes Reber Porter

**JOINT STIPULATION TO CONVERT TEMPORARY RESTRAINING
ORDER TO PRELIMINARY INJUNCTION AND TO STAY FURTHER
PROCEEDINGS IN THE DISTRICT COURT PENDING APPEAL**

Pursuant to Local Rule 10.5, Plaintiffs Jason Wolford, Alison Wolford, Atom Kasprzycki, and Hawaii Firearms Coalition, and Defendant Anne E. Lopez, in her official capacity as the Attorney General of the State of Hawai‘i, by their respective counsel, hereby agree and stipulate that the District Court’s August 8, 2023, Order Granting in Part and Denying in Part Plaintiffs’ Motion for Temporary Restraining Order and Preliminary Injunction, Dkt. 66, shall be converted to a preliminary injunction, on the same basis and for the same reasons as those given in the August 8 Order. *See Washington v. Trump*, 847 F.3d 1151, 1159 n.3 (9th Cir. 2017) (per curiam). After the District Court converts the temporary

restraining order to a preliminary injunction, the parties shall, within forty-eight (48) hours, file a stipulated motion to voluntarily dismiss the appeal from the temporary restraining order, pursuant to Federal Rule of Appellate Procedure 42(b)(1), with each party responsible for bearing its own costs and fees in connection with that appeal. Defendant expressly reserves its right to appeal—and intends to appeal—the preliminary injunction. The parties agree that Defendant’s request that the temporary restraining order be stayed pending appeal shall be construed as a request that the preliminary injunction be stayed pending appeal. *See* Dkt. 67 (motion); *see also* Dkt. 79 (reply). The parties also agree that Plaintiffs’ opposition to Defendant’s request for a stay of the temporary restraining order, now construed as a request to stay the preliminary injunction, shall be construed as Plaintiffs’ opposition to Defendant’s request that the preliminary injunction be stayed pending appeal. *See* Dkt. 78 (opposition).

The parties hereby agree and stipulate that all further deadlines and proceedings in this Court will be stayed during the pendency of Defendant’s appeal from the preliminary injunction.

DATED: Washington, DC, September 6, 2023.

/s/ Ben Gifford

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** Pro Hac Vice*

Attorneys for Defendant

DATED: Honolulu, Hawai‘i, September 6, 2023.

/s/ Kevin O’Grady

KEVIN GERARD O’GRADY
ALAN ALEXANDER BECK

Attorneys for Plaintiffs

APPROVED AND SO ORDERED:

DATED: Honolulu, Hawai‘i, September 6, 2023



/s/ Leslie E. Kobayashi
Leslie E. Kobayashi
United States District Judge

Wolford et al. v. Lopez, 1:23-cv-00265-LEK-WRP; JOINT STIPULATION TO
CONVERT TEMPORARY RESTRAINING ORDER TO PRELIMINARY
INJUNCTION AND TO STAY FURTHER PROCEEDINGS IN THE DISTRICT
COURT PENDING APPEAL