

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

KATHERINE NOVOTNY, et al.,

Plaintiffs,

v.

WESTLEY MOORE, et al.,

Defendants.

**MOTION FOR PRELIMINARY
INJUNCTION**

Case No.: 1:23-cv-01295

Plaintiffs Katherine Novotny, Sue Burke, Esther Rossberg, Maryland Shall Issue, Inc., Second Amendment Foundation, and Firearms Policy Coalition, Inc., respectfully move this Court, for an Order pursuant to Rule 65(a) of the Federal Rules of Civil Procedure for a preliminary injunction enjoining Defendants' from enforcing unconstitutional provisions of Maryland state law, both those recently enacted in Senate Bill 1 ("SB 1"), as well as existing prohibitions, which violate Plaintiffs' constitutional right to keep and bear arms "outside the home." *New York State Rifle & Pistol Ass'n, Inc. v. Bruen*, 142 S. Ct. 2111, 2122 (2022).

Plaintiffs respectfully request a preliminary injunction restraining Defendants and their officers, agents, servants, employees, and all persons in concert or participation with them who receive notice of the injunction, from enforcing MD. CODE, CRIM. LAW § 6-411(d) (anti-carry default), MD. CODE, CRIM. LAW § 4-111 with respect to locations licensed to sell or dispense alcohol for on-site consumption, museums, and health care facilities, MD Code, Transportation, § 7-705(b)(6) (mass transit), COMAR 08.07.06.04 (State parks), COMAR 08.07.01.04 (State forests), and COMAR 08.01.07.14 (Chesapeake Forest Lands), and Defendants' regulations, policies, and practices implementing them, as to persons who have a valid wear and carry permit

issued by the Maryland State Police; and for such other and further relief as the Court deems appropriate.

Respectfully submitted, this 24th day of May 2023.

Dated: May 24, 2023

/s/ Mark W. Pennak

Mark W. Pennak (Bar ID# 21033)

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Respectfully submitted,

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