UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

ROBERT ARAGON; DAVID ANTHONY SEGURA; ZACHARY FORT; RICHARD KENNEDY; ROSE'S GUNS & MORE, LLC, a limited liability company; SOUTHWEST GUNSMITH TECHNOLOGIES, LLC, a limited liability company; NEW MEXICO SHOOTING SPORTS ASSOCIATION, a nonprofit corporation; NATIONAL RIFLE ASSOCIATION OF AMERICA, a nonprofit corporation; SECOND AMENDMENT FOUNDATION, a nonprofit corporation; and FIREARMS POLICY COALITION, INC., a nonprofit corporation, *Plaintiffs*, v. MICHELLE LUJAN GRISHAM, Governor of New Mexico, in her official capacity; NEW MEXICO DEPARTMENT OF HEALTH; and KATHYLEEN KUNKEL, Secretary for the New Mexico Department of Health, in her official capacity; J. Does 1–10, *Defendants*.	No. 1:20-cv-00325-KK-JH

PLAINTIFFS' MOTION FOR A TEMPORARY RESTRAINING ORDER AND/OR PRELIMINARY INJUNCTION
(Oral Argument Requested)

In accordance with Federal Rule of Civil Procedure 65 and District of New Mexico Local Rule of Civil Procedure 7, Plaintiffs, through their undersigned counsel, move this honorable Court for a temporary restraining order and/or preliminary injunction prohibiting Defendants and their officers, agents, servants,

employees, and all persons in concert or participation with them who receive notice of the injunction, from enforcing Executive Orders 2020-004 and 2020-022, as well as Secretary Kunkel's March 23 Emergency Order insofar as such enforcement policies, orders, practices, and customs prohibit the operation of licensed firearm and ammunition product manufacturers, retailers, importers, distributors, shooting ranges, and repair facilities and deny individuals the right and ability to travel to, access, and use the same.[1] Shuttering lawfully run firearm retailers and ranges unconstitutionally infringes upon Plaintiffs' Second Amendment protected rights to lawfully acquire and sell firearms and ammunition and to become proficient or maintain proficiency with their use. Plaintiffs request the Court set an expedited briefing schedule to resolve this Motion pursuant to District of New Mexico Local Rule of Civil Procedure 7.4(c).

Plaintiffs concurrently file a *Brief in Support of Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction* with supporting documentation in support of this Motion pursuant to District of New Mexico Local Rule of Civil Procedure 7.3. Oral argument is requested.

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[1] In accordance with D.N.M.LR-Civ.7.1(a), Plaintiffs' counsel contacted counsel for Defendants but have not received a response, opposition is assumed.

DATED this 16th day of April 2020.

Respectfully submitted,

/s/Patrick J. Rogers
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CERTIFICATE OF SERVICE

I, Patrick J. Rogers, CERTIFY that, on April 16, 2020, I filed the foregoing using CM/ECF, which causes the parties of record to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

/s/ Patrick J. Rogers