

**IN THE CIRCUIT COURT FOR THE SEVENTH JUDICIAL CIRCUIT OF ILLINOIS
SANGAMON COUNTY, ILLINOIS
CHANCERY DIVISION**

MATTHEW DEAN THOMANN, SAMUEL
FINNIGAN, JR., DEANNA M. KNOLL, and
ILLINOIS CARRY,

Plaintiffs,

v.

ILLINOIS DEPARTMENT OF STATE
POLICE, a division of the State of Illinois,
HIRAM GRAU, solely in his official capacity
as Director of the Illinois Department of State
Police, CONCEALED CARRY LICENSING
REVIEW BOARD, an independent state
authority created by the Firearm Concealed
Carry Act, SERGIO ACOSTA, solely in his
official capacity as Member of the Concealed
Carry Licensing Review Board, ROBINZINA
BRYANT, solely in her official capacity as
Member of the Concealed Carry Licensing
Review Board, JAMES CAVANAUGH,
solely in his official capacity as Member of
the Concealed Carry Licensing Review Board,
VIRGINIA WRIGHT, solely in her official
capacity as Member of the Concealed Carry
Licensing Review Board, JOHN CHESLEY,
solely in his official capacity as Member of
the Concealed Carry Licensing Review Board,
JOHN DIWIK, solely in his official capacity
as Member of the Concealed Carry Licensing
Review Board, G. PATRICK MURPHY,
solely in his official capacity as Member of
the Concealed Carry Licensing Review Board,

Defendants.

Case No. _____

2014MR000392

PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION

Plaintiffs Matthew Dean Thomann, Samuel Finnigan, Jr., Deanna M. Knoll, and Illinois Carry, by and through the undersigned attorneys, hereby move this Court for a preliminary injunction pursuant to 735 ILCS 5/11-102. In support of their motion, Plaintiffs state as follows:

1. As explained in the brief filed herewith, Defendants have denied concealed carry licenses to Individual Plaintiffs and members of Illinois Carry (“Members”) without providing them with the due process of law guaranteed by the Illinois Constitution.

2. As a result of these denials Individual Plaintiffs and Members are prohibited from exercising the fundamental liberty to carry firearms in public, a liberty that is protected by the Illinois Constitution, the Federal Constitution, and the Firearm Concealed Carry Act.

3. A preliminary injunction is needed to redress the irreparable injury thereby inflicted on Individual Plaintiffs and Members.

4. Plaintiffs therefore move this Court for a preliminary injunction requiring Defendants to reconsider Individual Plaintiffs’ and Members’ concealed-carry applications in a manner that comports with the requirements of due process. At a minimum, Individual Plaintiffs and Members must be given: (a) notice of the substance of the objections lodged against their applications and any information to be considered by the Concealed Carry Licensing Review Board; (b) an opportunity to respond to objections and to present evidence of their own to the Review Board; and (c) in the event of a denial, a statement identifying the evidence supporting the denial and explaining the Review Board’s decision.

Dated: April 23, 2014

Charles J. Cooper*
David H. Thompson*
Peter A. Patterson*
COOPER & KIRK, PLLC
1523 New Hampshire Avenue, N.W.
Washington, D.C. 20036
(202) 220-9600
Service via email will be accepted at
ccooper@cooperkirk.com

*Application to appear pro hac vice
forthcoming

Respectfully submitted,



William N. Howard
Keith L. Gibson
LOCKE LORD LLP
111 South Wacker Drive
Chicago, IL 60606
(312) 443-0333
Service via email will be accepted at
whoward@lockelord.com

Attorneys for Plaintiffs