

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MAINE**

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LIBERTARIAN PARTY OF MAINE, INC.,	)	
JORGE MADERAL, SUSAN POULIN,	)	
SHAWN LEVASSEUR, CHRISTOPHER	)	
LYONS, ERIC GRANT, AND CHARLES	)	
JAQUES,	)	
	)	
Plaintiffs	)	
	)	
v.	)	Civil Action No. 2:16-cv-00002-JAW
	)	
MATTHEW DUNLAP, Secretary of State	)	
for the State of Maine, in his official	)	
capacity, JULIE FLYNN, Deputy Secretary	)	
of State for the State of Maine, in her official	)	
capacity, TRACY WILLETT, Assistant Director,	)	
Division of Elections, in her official capacity,	)	
and the MAINE DEPARTMENT OF	)	
THE SECRETARY OF STATE,	)	
	)	
Defendants	)	

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**PLAINTIFFS' EMERGENCY MOTION FOR**  
**A PRELIMINARY INJUNCTION**

NOW COME the Plaintiffs, by and through their undersigned counsel, and hereby move this Court on an emergency basis, pursuant to Rule 65 of the Federal Rules of Civil Procedure, for the entry of a Preliminary Injunction ordering, requiring and otherwise directing the Defendants to take all such actions as are necessary to allow the Libertarian Party of Maine and its supporters to enroll voters in its ranks and qualify as a political party in Maine, to participate in the primary election and nominate Libertarian Party candidates for placement on the general election ballot, to secure a place for its presidential candidate on the

general election ballot, and to enjoy the litany of other rights and privileges accorded to qualified parties and their supporters in the political and electoral sphere under Maine law.

In support of this Motion, Plaintiffs submit the accompanying Memorandum of Law and proposed Order, and further states that consideration of all relevant factors weighs decisively in favor of granting the emergency injunctive relief requested herein.

WHEREFORE, Plaintiffs respectfully request that this Court enter a Preliminary Injunction that requires and otherwise directs the Defendants to:

A. immediately restore the enrollment status of all Maine voters previously enrolled in the Libertarian Party who were stripped of their party enrollment by the Secretary in December of 2015;

B. immediately instruct all municipal registrars and clerks to accept the applications of otherwise qualified Maine voters seeking to enroll as members of the Libertarian Party, including but not limited to all applications submitted at any time after December 1, 2015;

C. allow Plaintiffs to re-certify that they have enrolled at least 5,000 voters in the Libertarian Party within a reasonable time in advance of Maine's June 2016 primary election;

D. declare the Libertarian Party to be a qualified political party eligible to participate in Maine's June 2016 primary election upon verification by the Secretary, within a reasonable time in advance of that election, that there are at least 5,000 Maine voters enrolled in the Libertarian Party; and

E. refrain from taking any and all actions that would interfere with the rights of Maine citizens to enroll as members of the Libertarian Party and to nominate, vote for,

support, and seek elective office as Libertarian Party candidates in the coming general election year.

Plaintiffs further request that a hearing be held and conducted on this Motion on an expedited basis at the earliest practicable time following the briefing by the parties thereon, which briefing Plaintiffs expect will be completed no later than February 28, 2016.

Dated at Portland, Maine this 27<sup>th</sup> day of January, 2016.

/s/ John H. Branson

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