

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE**

**FEMHEALTH USA, INC., d/b/a
CARAFEM,**

Plaintiff,

v.

**RICKEY NELSON WILLIAMS, JR.;
BEVELYN Z. WILLIAMS, JR.;
EDMEE CHAVANNES; OPERATION
SAVE AMERICA; JASON STORMS;
CHESTER GALLAGHER; MATTHEW
BROCK; COLEMAN BOYD; FRANK
LINAM; BRENT BUCKLEY; and AJ
HURLEY;**

Defendants.

Civil Action No. 3:22-cv-00565

MOTION FOR PRELIMINARY INJUNCTION

Pursuant to Rule 65 of the Federal Rules of Civil Procedure and the Freedom of Access to Clinic Entrances Act (“FACE”), 18 U.S.C. §248, Plaintiff FemHealth USA, Inc., d/b/a carafem (hereinafter, “carafem”) moves this Honorable Court for preliminary injunctive relief against Defendants Rickey Nelson Williams, Jr., Bevelyn Williams, Edmee Chavannes, Operation Save America, Jason Storms, Chester Gallagher; Matthew Brock; Coleman Boyd; Frank Linam; Brent Buckley; and AJ Hurley. As shown in the accompanying Memorandum in Support, Plaintiff has a strong likelihood of success on the merits; Defendants’ actions are causing Plaintiff, its staff and its patients immediate and irreparable harm; the balance of the harm and/or equities favors Plaintiff and the granting of injunctive relief; and, the public interest favors an injunction. In addition to

the Memorandum in Support, Plaintiff submits the Supplemental Affidavit of Michelle Davidson; and the Affidavits of Melissa Wheeler and Jane Doe (filed under seal), in support of the Motion.

Defendants have violated the FACE Act by obstructing patients' access to carafem and carafem's ability to serve patients, and have made public statements that they intend to continue such violations going forward.

Consistent with the facts and applicable law, Plaintiff asks the Court to order that Defendants are restrained from:

(a) physically obstructing, intentionally intimidating, or intentionally interfering with, (or attempting to do the same) any person because that person is or has been obtaining or providing reproductive health services from Plaintiff's facility;

(b) using sound amplification devices or otherwise intentionally making noise in the course of any protests that can be heard from within the carafem building; and

(c) entering onto the property of Providence Pavilion at 5002 Crossings Circle, Mt. Juliet, TN 37122, the parking lot to that facility, and the entire area outlined in red in Exhibit A hereto during the hours of 6:00 am and 7:00 p.m. Monday through Friday and 6:00 a.m. and 3:00 p.m. Saturday.

Plaintiff asks the Court to so bind the Defendants and any other persons in active concert with the parties until an adjudication of the merits of Plaintiff's claims.

Date: August 9, 2022

Respectfully submitted,

/s/ Sarah B. Miller

Sarah B. Miller

Angela L. Bergman

Allison Wiseman Acker

BASS, BERRY & SIMS PLC

150 Third Avenue South, Suite 2800

Nashville, TN 37201

(615) 742-6200

(615) 742-6293 (facsimile)

smiller@bassberry.com

abergman@bassberry.com

allison.acker@bassberry.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing will be served this 9th day of August, 2022 via Federal Express, on the defendants identified below:

Via Federal Express

Aaron J. Hurley
2526 5th St.
Santa Monica, CA 90405

Via Federal Express

Brent Buckley
516 S. Main St.
Topeka, IN 46571

Via Federal Express

Chester “Chet” Gallagher
1145 Holloway Road
Lebanon, TN 37090

Via Federal Express

Coleman Boyd
1635 North Davis Road
Bolton, MS 39041

Via Federal Express

Edmee Chavannes
9100 Integra Preserve Ct., #316
Ooltewah, TN 37363

Via Federal Express

Bevelyn Z. Williams
9100 Integra Preserve Ct., #316
Ooltewah, TN 37363

Via Federal Express

Frank “Bo” Linam
195 Spring Creek Lane
Lebanon, TN 37090

Via Federal Express

Jason Storms
955 County Road C
Grafton, WI 53024

Via Federal Express

Matthew Brock
14 Anderson St.
Inman, SC 29349

Via Federal Express

Operation Save America National, Inc.
c/o Frank Campana, Registered Agent
847 Remsen Ave NW
Palm Bay, FL 32907

Via Federal Express

Rickey Nelson Williams, Jr.
9100 Integra Preserve Ct., #316
Ooltewah, TN 37363

/s/ Sarah B. Miller