

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

PRISON LEGAL NEWS a/k/a
HUMAN RIGHT DEFENSE CENTER a
Washington not-for-profit organization,

Plaintiff,

v.

SHERIFF ANTHONY WICKERSHAM,
individually and in his official capacity,
MICHELE SANBORN, individually and in
her official capacity, MACOMB COUNTY,
MICHIGAN and DOES 1-10,

Defendants.

Case No. 15-12350

HON. AVERN COHN

**ORDER DENYING WITHOUT PREJUDICE PLAINTIFF'S MOTION FOR
PRELIMINARY INJUNCTION (Doc. 2)**
AND
DEFENDANTS' MOTION TO DISMISS (Doc. 35)

This is a civil rights case under 42 U.S.C. § 1983. Plaintiff Prison Legal News (PLN) is suing defendants Anthony Wickersham, the Macomb County Sheriff, Michelle Sanborn, the Macomb County Jail Administrator, and Macomb County as well as numerous John Does. PLN says that an October 2013 policy at the Macomb County Jail unlawfully prohibits its publication, Prison Legal News: Dedicated to Protecting Human Rights, from reaching inmates at the jail, in violation of the First and Fourteenth Amendments. The complaint asserts the following claims, as phrased by PLN:

Count I - § 1983, violation of First Amendment (Censorship)
Count II - § 1983, violation of Fourteenth Amendment (Due Process)
Count III - § 1983, violation of Fourteenth Amendment (Equal Protection)
Count IV - Injunctive relief

Before the Court is PLN's motion for a preliminary injunction and Wickersham and Sanborn's motion to dismiss. For the reasons stated on the record at the hearing on September 30, 2015, the motions are DENIED WITHOUT PREJUDICE. Either party has the right to renew its motion upon notice to the Court.

SO ORDERED.

S/Avern Cohn
AVERN COHN
UNITED STATES DISTRICT JUDGE

Dated: September 30, 2015
Detroit, Michigan

General Information

Court	United States District Court for the Eastern District of Michigan; United States District Court for the Eastern District of Michigan
Federal Nature of Suit	Civil Rights - Other[440]
Docket Number	2:15-cv-12350