

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

Cedrone, LLC d/b/a Shawsheen Firearms,	)	
John A. Demalia, Jr. d/b/a	)	
Demalia Firearms and Training,	)	
Gun Owners of America, Inc.,	)	
Michael Barosso,	)	
Doris V. Stewart,	)	
Hardwick Rod and Gun Club, Inc.,	)	
Tools of Liberty,	)	
Magnum Enterprises, LLC d/b/a Bear Arms,	)	
Brophy's Fine Firearms, Inc.,	)	
Bachant Armaments Corporation,	)	
OuterLimits, LLC d/b/a OuterLimits Pro Shop,	)	
Overwatch Outpost,	)	Civil Action No.: 4:20-cv-40041
J & J Arms, LLC,	)	
Armour Sports, Inc.,	)	
Plaintiffs	)	
	)	
	)	
v.	)	
	)	
	)	
Charles Duane Baker, Jr., in his Capacity as	)	
Governor of the Commonwealth of Massachusetts,	)	
Maura T. Healey, in her Capacity as Attorney	)	
General of the Commonwealth of Massachusetts,	)	
Defendant,	)	

**PLAINTIFFS' EMERGENCY MOTION FOR EX-PARTE TEMPORARY  
RESTRAINING ORDER AND MEMORANDUM OF LAW IN SUPPORT OF  
EMERGENCY MOTION FOR EX-PARTE TEMPORARY RESTRAINING ORDER**

Pursuant to Rule 65 of the Federal Rules of Civil Procedure, Cedrone, LLC d/b/a Shawsheen Firearms (“Shawsheen”), John A. Demalia, Jr. d/b/a Demalia Firearms and Training (“Demalia”), Gun Owners of America, Inc. (“GOA”), Michael Barossa (“Michael”), Doris V. Stewart (“Doris”), Hardwick Rod and Gun Club, Inc. (“Hardwick”), Tools of Liberty (“Tools of Liberty”), Magnum Enterprises, LLC d/b/a Bear Arms (“Bear Arms”), Brophy’s Fine Firearms,

Inc. (“Brophy’s), Bachant Armaments Corporation, OuterLimits, LLC d/b/a OuterLimits Pro Shop (“Outer Limits”), Overwatch Outpost (“Overwatch”), J&J Arms, LLC (“J&J”), Armour Sports, Inc. (“Armour”), collectively known as “Plaintiffs,” move this Honorable Court for an Emergency Ex-Parte Temporary Restraining Order prohibiting Charles Duane Baker, Jr. (“Governor”), and Maura T. Healey (“AG”), from enforcement of Governor’s Order dated March 23<sup>rd</sup>, 2020, and updated April 1<sup>st</sup>, 2020, requiring all firearms retailers and shooting ranges within Massachusetts to close, pending a full hearing on the merits.

Grounds for this motion, as set forth in the accompanying memorandum of law, exhibits and affidavits, are that Plaintiffs, and others similarly situated but not named, are currently suffering immediate, irreparable, injuries, which will only continue and grow in severity, in the absence of relief, that Plaintiffs are likely to be successful on the merits of their claims, and that a Temporary Restraining Order (“TRO”) would serve the public interests.

*Wherefore*, based on the foregoing, and accompanying memorandum of law and attached affidavits, Plaintiffs respectfully request that this Honorable Court issue an ex-Parte Temporary Restraining Order, preventing Governor, AG, their officers, agents, servants, employees, and all persons in active concert or participation with them who receive actual notice of the injunction, from enforcing the challenged Order as it relates to Second Amendment related businesses, or in any other way closing down any aspect of the Firearms Industry during the currently declared emergency; pending a full hearing on the merits.

Respectfully submitted,  
The Plaintiffs,  
Cedrone, LLC d/b/a Shawsheen Firearms,  
Gun Owners of America, Inc.,  
Hardwick Rod and Gun Club, Inc.,  
Tools of Liberty,  
Magnum Enterprises, LLC d/b/a Bear Arms,  
Brophy's Fine Firearms, Inc.,  
Bachant Armaments Corporation,  
OuterLimits, LLC d/b/a OuterLimits Pro  
Shop,  
Overwatch Outpost,  
J & J Arms, LLC,  
Armour Sports, Inc.,  
By their attorney,

/s/ Andrew J. Couture  
Andrew J. Couture, Esq. BBO # 671193  
Law Office of Andrew J. Couture  
81 Merriam Avenue  
Leominster, MA 01453  
Tel: (978) 502-0221

Dated: April 15<sup>th</sup>, 2020

**CERTIFICATE OF COMPLAINE WITH LOCAL RULE 7.1**

I, Andrew J. Couture, certify that I have complied with the requirements of Local Rule 7.1, in that I have made good faith attempts to contact the Defendants in this action to discuss and narrow the issues, but have been unable to contact either.

/s/ Andrew J. Couture  
Andrew J. Couture, Esq. BBO # 671193

**CERTIFICATE OF SERVICE**

Pursuant to Local Rule 7.1(c), no service of this document has been made.

/s/ Andrew J. Couture  
Andrew J. Couture, Esq. BBO # 671193

Dated: April 15<sup>th</sup>, 2020