

LEONARD WILSON JR.,
GUN OWNERS OF AMERICA, INC.,
GUN OWNERS FOUNDATION, and the
STATE OF MISSOURI,

Plaintiffs,

V.

JACKSON COUNTY, MISSOURI,
SHERIFF DARRYL FORTE, in his Official
Capacity as the Sheriff of Jackson County,
Missouri, and MELESA JOHNSON, in her
Official Capacity as the Prosecutor of Jackson
County, Missouri,

Defendants.

ORAL ARGUMENT REQUESTED

Civil No.: 4:25-cv-487-BP

PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

Pursuant to Fed. R. Civ. P. 65(a), Leonard Wilson Jr., Gun Owners of America, Inc., Gun Owners Foundation, and the State of Missouri (“Plaintiffs”) file this, their Motion for Preliminary and/or Permanent Injunction. Pursuant to Local Rule 7.0(e), Plaintiffs request oral argument on their motion.

1. Plaintiffs seek an Order enjoining Defendants from enforcing Sections 1 and 3 of Jackson County Ordinance No. 5865, codified at Jackson County Code § 5577 (the “Ordinance”).
2. Plaintiffs allege that the Ordinance violates the Second and Fourteenth Amendments to the United States Constitution because it unlawfully restricts acquisition of handguns and handgun ammunition and possession of “semiautomatic assault rifles” for those young adults between the ages of 18 and 21.

3. Further, because the Ordinance fails to define “handgun ammunition” and “semiautomatic assault rifle” it is hopelessly ambiguous and thus unconstitutionally vague, violating the Due Process Clause.

4. Finally, the Ordinance violates Missouri’s preemption of local firearms laws, irreparably harming the State of Missouri. *See* Mo. Rev. Stat. § 21.750.

5. As explained in the Suggestions in Support, Plaintiffs demonstrate that they meet the four injunctive factors, including (1) the threat of irreparable harm to the movant; (2) the state of balance between this harm and the injury that granting the injunction will inflict on other parties litigant; (3) the probability that movant will succeed on the merits; and (4) the public interest.

6. Plaintiffs rely on their Suggestions in Support of their Motion for Preliminary and/or Permanent Injunction, facts supported by declarations attached to the Complaint, their Complaint, any Reply they file, and Oral Argument, should the Court order it.

CONCLUSION

Plaintiffs respectfully request that this Court issue a preliminary injunction enjoining the Ordinance, until such time as a decision on the merits can be reached.

July 3, 2025

Respectfully submitted,

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ATTORNEY GENERAL

JOSHUA M. DIVINE
SOLICITOR GENERAL

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CERTIFICATE OF SERVICE AND COMPLIANCE

I, Victoria Lowell, hereby certify that I have on this day, caused the foregoing document or pleading to be mailed by United States Postal Service first-class mail, postage pre-paid, and by electronic mail, to the attorneys who have confirmed that they represent the above-named Defendants in this action.

I further certified that the document complies with this Court's local rules in that the document contains 2 pages. Local Rule 7.0(d)(2).

Dated: July 3, 2025

/s/ Victoria S. Lowell
Victoria S. Lowell