

IN THE CIRCUIT COURT FOR THE SIXTEENTH JUDICIAL DISTRICT
KANE COUNTY, ILLINOIS

FILED _____
ENTERED _____
2012 DEC -3 P 1:38
THOMAS M HARTWELT
CIRCUIT COURT CLERK
KANE COUNTY, IL

MOOSEHEART CHILD CITY & SCHOOL,)
INC.,)
)
Plaintiff,)
)
v.)
)
ILLINOIS HIGH SCHOOL ASSOCIATION,)
)
Defendant.)

Case No. 12

**PLAINTIFF'S EMERGENCY MOTION FOR A
TEMPORARY RESTRAINING ORDER**

Plaintiff Mooseheart Child City & School, Inc. ("Mooseheart" or "Plaintiff"), by its attorneys, respectfully moves the Court pursuant to 735 ILCS 5/11-101, *et seq.*, to enter the temporary restraining order attached as Exhibit A against Defendant Illinois High School Association ("IHSA" or "Defendant"): (a) ordering Defendant to provide Plaintiff its fundamental and constitutional right to a fair hearing before Plaintiff's reputation is irreparably damaged, the full measure of the harm is imposed and once-in-a-lifetime opportunities are not lost; (b) restraining and enjoining Defendant from enforcing any ruling or other determination of ineligibility as to the African Students until seven days after Plaintiff receives the "decision or action" that occurs after the hearing; (c) finding that Mooseheart's students, Mangisto Deng, Makur Puou, Akim Nyang and Wal Khat (the "African Students"), are immediately eligible to participate in interscholastic athletics for Mooseheart, including basketball; (d) restraining and enjoining Defendant from in any way affecting the eligibility of the African Students as a consequence of their matriculation to Plaintiff or the filing of this litigation; and (e) restraining and enjoining Defendant from levying any sanctions or punishment on the Plaintiff or the African Students for complying with any order issued by any authorized court of the State of

Illinois.

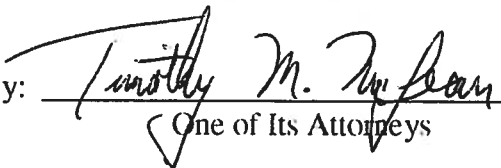
In support of this emergency Motion for a temporary restraining order, Mooseheart submits its Verified Complaint and its Memorandum of Law in Support of Plaintiffs' Emergency Motion for a Temporary Restraining Order.

Mooseheart represents that no bond is appropriate in this case.

WHEREFORE, Plaintiff Mooseheart Child City & School, Inc. respectfully requests that the Court grant its emergency Motion and enter the Temporary Restraining Order attached hereto as Exhibit A restraining and enjoining Defendants in the manner specified above.

Dated: December 3, 2012

MOOSEHEART CHILD CITY & SCHOOL, INC.

By: 
One of Its Attorneys

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