

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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NATIONAL ASSOCIATION OF THEATRE
OWNERS; NATIONAL ASSOCIATION OF
THEATRE OWNERS OF NEW JERSEY;
AMERICAN MULTI-CINEMAS, INC.;
CINEMARK USA, INC.; REGAL CINEMAS,
INC.; BJK ENTERTAINMENT, INC.; BOW
TIE CINEMAS, LLC; and COMMUNITY
THEATERS LLC,

Plaintiffs,

- against -

PHILIP D. MURPHY, in his official capacity as
Governor of New Jersey; and JUDITH
PERSICHILLI, in her official capacity as Acting
Commissioner of Health of New Jersey,

Defendants.

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Case No. 3:20-cv-08298-BRM-TJB

ECF Case

**[PROPOSED] ORDER GRANTING
PRELIMINARY INJUNCTION**

Having considered the motion of Plaintiffs National Association of Theatre Owners, National Association of Theatre Owners of New Jersey, American Multi-Cinema, Inc., Cinemark USA, Inc., Regal Cinemas, Inc., BJK Entertainment, Inc., Bow Tie Cinemas, LLC, and Community Theaters LLC by Order to Show Cause seeking a preliminary injunction pursuant to Federal Rule of Civil Procedure 65 and Local Rule 65.1, the Court hereby **GRANTS** the motion and **ORDERS** as follows:

Defendants Philip D. Murphy, in his official capacity as Governor of New Jersey, and Judith Persichilli, in her official capacity as Acting Commissioner of Health of New Jersey, as well as their officers, agents, servants, employees, and all persons acting in concert or participation with them, are **ENJOINED** from applying or enforcing any Executive Orders (including, without limitation, Executive Order No. 157), or other actions, against movie

theatres, requiring their closure, or imposing different terms for opening to the public than those imposed upon religious or political indoor gatherings.

Date: July ___, 2020.

Hon. Brian R. Martinotti
United States District Court Judge