

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:14-cv-00369-BO**

FELICITY M. TODD VEASEY and
SECOND AMENDMENT
FOUNDATION, INC.,
Plaintiffs,

v.

BRINDELL B. WILKINS, JR., in his
official capacity as Sheriff of Granville
County, North Carolina

Defendant.

**MEMORANDUM OF LAW
IN OPPOSITION TO PLAINTIFFS'
AMENDED MOTION FOR
PRELIMINARY INJUNCTION**

Defendant Brindell B. Wilkins, Jr. (“Sheriff Wilkins”) responds to Plaintiffs’ Amended Motion for Preliminary Injunction by incorporating the arguments made in his Memorandum of Law in Support of his Motion to Dismiss [DE 15] and Reply in Support of his Motion to Dismiss [DE 25]. Those arguments are incorporated as if expressly set forth herein.

For those reasons, Plaintiffs cannot make the requisite “clear showing” that they are likely to succeed on the merits because this action should be dismissed as a matter of law. *Winter v. Natural Res. Def. Council. Inc.*, 555 U.S. 7, 20 (2008). This is particularly true given that Plaintiffs seek a mandatory preliminary injunction, which is subject to an even stricter standard than a preliminary injunction that merely preserves the status quo. *E. Tenn. Nat. Gas Co. v. Sage*, 361 F.3d 808, 828 (4th Cir. 2004).

For these reasons, Sheriff Wilkins respectfully requests that the Court deny Plaintiffs’ Amended Motion for Preliminary Injunction.

Respectfully submitted the 14th day of November, 2014.

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CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the foregoing document with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel and parties of record as follows:

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This the 14th day of November, 2014.

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