

IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY

JANE DOE; CHRISSY MILLER,)

Plaintiffs/Petitioners,)

v.)

TENNESSEE DEPARTMENT OF)

SAFETY AND HOMELAND)

SECURITY; JEFF LONG, in his official)

capacity as the Commissioner of)

Tennessee's Department of Safety and)

Homeland Security; and MICHAEL)

HOGAN, in his official capacity as the)

Assistant Commissioner of the Driver)

Services Division for Tennessee's)

Department of Safety and Homeland)

Security,)

Defendants/Respondents.)

Case No. 24-0503-III
Chancellor Myles

ORDER GRANTING IN PART AND DENYING IN PART
PLAINTIFFS' MOTION FOR TEMPORARY INJUNCTION

THIS CAUSE came to be heard before the Honorable I'ASHEA L. MYLES, Chancellor of Part III of the Chancery Court of Tennessee for the Twentieth Judicial District in Davidson County on June 6, 2024 upon Plaintiffs' Motion for Temporary Injunction, Defendants' Response in Opposition to Plaintiffs' Motion for a Temporary Injunction, together with Plaintiffs' declarations, arguments and memoranda of counsel, exhibits and the entire Record; all from which the Court finds and concludes as follows:

1. The requirements of Tennessee Rule of Civil Procedure 65.04 have been met with respect to the issuance of this Temporary Injunction as to Plaintiff Chrissy Miller.

2. Plaintiff Chrissy Miller has established that irreparable injury would result to her if injunctive relief is not awarded pending resolution of Defendants' Motion to Dismiss. Defendants have issued Ms. Miller a driver license that lists her sex as female. If Ms. Miller is wrongly forced to surrender her driver license or face suspension of her driving privileges, her harm is uncompensable.

3. Plaintiff Jane Doe has not satisfied the Court that irreparable injury would result to her if injunctive relief is not awarded as she does not currently have a driver license that lists her sex as female.

~~4. In balancing the potential harms, the Court finds that no Party will be harmed by the issuance of the Temporary Injunction as outlined herein, and that in order to preserve the status quo, a Temporary Injunction should issue enjoining Defendants from requiring Ms. Miller to surrender her current driver license because it lists her sex as female, and enjoining Defendants from suspending Ms. Miller's driving privileges for failure to surrender her current driver license because it lists her sex as female.~~

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~~5. It is in the public's interest to ensure that proper administrative procedures are followed.~~

~~6. There is a likelihood that Plaintiff Chrissy Miller will ultimately succeed on the merits of this case.~~

7. Accordingly, the Court issues a Temporary Injunction barring Defendants from requiring Chrissy Miller to surrender her current driver license or suspending Chrissy Miller's driving privileges for failure to surrender her current driver license because it lists her sex as female.

8. The One Hundred Dollar (\$100) bond previously posted by Plaintiffs shall remain in place.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiffs' Motion for Temporary Injunction is GRANTED as to Plaintiff Chrissy Miller and DENIED as to Plaintiff Jane Doe pending this Courts' Ruling on Defendants' Motion to Dismiss.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that accordingly:

- a. Defendants are ENJOINED from requiring Plaintiff Chrissy Miller to surrender her current driver license because it lists her sex designator as female;
- b. Defendants are ENJOINED from suspending Plaintiff Chrissy Miller's driving privileges due to Ms. Miller's failure to surrender her current driver license because it lists her sex designator as female.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the One Hundred Dollar (\$100) bond previously posted by Plaintiffs shall remain in place.

SO ORDERED this 24th day of June, 2024, at the hour 11 (a.m.)p.m.

s/I'Ashea L. Myles
HON. I'ASHEA L. MYLES
CHANCELLOR, PART III

AGREED AS TO FORM:

/s/ Lucas Cameron-Vaughn

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing proposed Order Granting in Part and Denying in Part Plaintiffs' Motion for Temporary Injunction has been filed and served upon the following by operation of the court's electronic filing system, with courtesy copies provided by email, on this the 14th day of June, 2024:

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