

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

ABBIE PLATT, ANNE MILLER, CARRI  
MICHON, JESSICA SMITH and SUZANNE  
SATTERFIELD,

*Plaintiffs,*

v.

LOUDOUN COUNTY SCHOOL BOARD;  
and MELINDA MANSFIELD, individually  
and in her official capacity as Chairwoman of  
the Loudoun County School Board,

*Defendants.*

Case No.1:24-cv-1873

**Oral Hearing Requested**

**PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

Plaintiffs Abbie Platt, Anne Miller, Carri Michon, Jessica Smith, and Suzanne Satterfield are parents and concerned citizens who care deeply about the safety of children in Loudoun County schools. Defendants prevented Plaintiffs from sharing their views at a Loudoun County School Board meeting, claiming Plaintiffs' speech violated the School Board's public participation policy. Plaintiffs challenge three sections of the School Board's policy:

1. "Speakers shall maintain the civility, decorum and respect for the functioning and dignity of the School Board at all times." Loudoun County School Board Policy 2520(A)(1).
2. "Speakers should be respectful and observe proper decorum in their statements and shall refrain from vulgarity, obscenities, profanity or other like breaches of respect." Loudoun County School Board Policy 2520(A)(2).
3. "Speaker comments that target, criticize, or attack individual students are not permitted during public meetings." Loudoun County School Board Policy 2520(A)(3).

Plaintiffs ask this Court to preliminarily enjoin Defendants from enforcing these policies against Plaintiffs during this litigation, except to the extent Policy 2520(A)(2) covers vulgarity,

obscurities, and profanity. *See* Fed. R. Civ. P. 65. Plaintiffs notified Defendants of this motion. Per Local Rule 7(E), Plaintiffs will schedule a hearing with this Court.

Plaintiffs are entitled to preliminary relief. The application of the School Board's policies is likely unconstitutional because Defendants all but admit to discriminating on the basis of viewpoint in violation of the First Amendment. Furthermore, the policies likely are unconstitutionally vague in violation of the First Amendment. Deprivations of free speech are a classic form of irreparable harm. Plaintiffs wish to continue discussing safety concerns at Loudoun County School Board meetings and will suffer irreparable harm to their First Amendment rights if the requested injunction is not issued. Because Plaintiffs are likely to prevail on the merits of their First Amendment claims, the equities and public interest necessarily favor an injunction. For all these reasons, which are detailed in the accompanying brief, the Court should grant this motion and enter a preliminary injunction.

DATED: October 28, 2024

/s/ Andrew J. Block

Andrew J. Block

(VA Bar No. 91537)

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Respectfully submitted,

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\* *Pro hac vice motions forthcoming*

\*\* *Application for admission forthcoming*

*Counsel for Plaintiffs*

### **CERTIFICATE OF SERVICE**

I hereby certify that on October 28, 2024, I served the foregoing document with the Clerk of Court using the Court's ECF system, thereby serving all counsel who have appeared in this case. Because Defendants have not yet entered an appearance, I am also serving the foregoing by email and by certified mail, return receipt requested, the following address:

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