

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

ASSOCIATION FOR ACCESSIBLE
MEDICINES,

Plaintiff,

v.

KEITH ELLISON,
in his official capacity as Attorney
General of the State of Minnesota,

Defendant.

Case No. 0:23-cv-02024-PJS-JFD

PLAINTIFF’S MOTION FOR A PRELIMINARY INJUNCTION

Pursuant to Federal Rule of Civil Procedure 65(a) and the Local Rules of the District of Minnesota, Plaintiff, the Association for Accessible Medicines (“AAM”), on behalf of its members, hereby moves the Court for a preliminary injunction enjoining Keith Ellison, in his official capacity as Attorney General of the State of Minnesota, as well as his officers, agents, servants, employees, attorneys, and all persons in active concert or participation with them (collectively, “Defendant”), from implementing or enforcing sections 22-27 of chapter 57, article 2 of the Minnesota Session Laws - 2023, Regular Session (“the Minnesota Law”) against AAM’s members, or their agents and licensees, based on their sales of generic drugs or biosimilars that occur outside Minnesota.

This motion is based upon all the files, records, and proceedings herein, including the accompanying memorandum of law and supporting declarations, as well as any evidence that may be submitted at the hearing on the motion. As established in the

accompanying memorandum of law: (1) AAM is likely to succeed on the merits; (2) AAM's members will suffer irreparable harm if Defendant is not preliminarily enjoined from implementing or enforcing the Minnesota law; (3) the balance of hardships favor an injunction; and (4) granting the requested preliminary injunction will further the public interest.

AAM requests that the Court require no security, because Defendant will suffer no injury from the issuance of a preliminary injunction.

Dated: July 19, 2023

Respectfully submitted,

s/ David L. Hashmall

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