

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

DO NO HARM,

*Plaintiff,*

v.

NATIONAL ASSOCIATION  
OF EMERGENCY MEDICAL  
TECHNICIANS,

*Defendant.*

Case No. 3:24-cv-00011-CWR-LGI

**URGENT AND NECESSITOUS  
MOTION FOR TEMPORARY RESTRAINING  
ORDER AND PRELIMINARY INJUNCTION  
(RULINGS REQUESTED BY JANUARY 31 AND MARCH 31, 2024)**

NAEMT is operating a racially discriminatory program that violates the Civil Rights Act of 1866, 42 U.S.C. §1981. NAEMT awards scholarships to individuals pursuing an EMS program, but only if they are “students of color.” VC ¶3. Do No Harm’s members, like Member A, cannot compete on an equal footing for this opportunity. Member A is ready and able to apply once the Court orders NAEMT to stop discriminating against her based on race. A Decl. ¶12.

But time is of the essence. NAEMT will open the application window on February 1, 2024, and close it on March 31, 2024. VC ¶15. Once it’s closed, NAEMT will quickly choose winners, and Member A could forever lose her chance to compete because she had the wrong skin color. Absent an immediate order of this Court, she and

other non-minority applicants will be irreparably harmed. To preserve the status quo, Do No Harm asks this Court, **by January 31, 2024**, to enter a TRO prohibiting NAEMT from closing the application window or picking a winner until this Court resolves Do No Harm's request for a preliminary injunction. Do No Harm also asks this Court, **by March 31, 2024**, to enter a preliminary injunction barring NAEMT from closing the application window or picking a winner until further order of the Court.

The Court should also waive the bond requirement. *See* Fed. R. Civ. P. 65(c); *City of Atlanta v. Metro. Atlanta Rapid Transit Auth.*, 636 F.2d 1084, 1084 (5th Cir. 1981).

Dated: January 10, 2024

Respectfully submitted,

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\*pro hac vice pending

*Attorneys for Do No Harm*

## **CERTIFICATE OF SERVICE**

On January 10, 2024, I e-filed this motion and attachments with the Court. I will cause them to be mailed to Defendant's registered agent along with the other case-opening documents at the following address:

NAEMT (registered agent: Lisa Lindsay)  
132-A East Northside Drive  
Clinton, MS 39056

I will also send a process server who will deliver this motion, its attachments, and other case-opening documents.

/s/ Emily S. Nobile  
Emily S. Nobile