

COMMONWEALTH OF MASSACHUSETTS

NORFOLK, SS.

SUPERIOR COURT

CLAIRE FITZMAURICE, JAY  
TARANTINO, GILANA ROSENTHOL,  
CONEVERY BOLTON VALENCIUS,  
MATTHEW VALENCIUS, LUCILLE  
DIGRAVIO, DAVID REICH, CYNTHIA  
ROCHE-COTTER, MICHAEL COTTER,  
SHERYL LECLAIR, CODY HOOKS,  
SALVATORE BALSAMO, MARIANNE  
BALSAMO, MARTHA PLOTKIN, and  
KATHLEEN GERAGHTY,

*Plaintiffs,*

v.

C.A. No. 2582CV00576

CITY OF QUINCY and THOMAS P.  
KOCH, *in his official capacity as Mayor of  
Quincy,*

*Defendants.*

**PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

Pursuant to Massachusetts Rule of Civil Procedure 65, Plaintiffs respectfully move for a preliminary injunction enjoining Defendants from installing statues of Saint Michael the Archangel and Saint Florian on the façade of Quincy's new public safety headquarters currently under construction at One Sea Street, Quincy, MA 02169 and to preclude Defendants from further expending public funds in support of the installation of these statues pending the outcome of this litigation.

Plaintiffs satisfy the requirements for preliminary injunctive relief, as explained in the accompanying memorandum of law in support of this motion. Plaintiffs are likely to succeed on the merits of their claims. The installation of the statues violates Article 3 of the Massachusetts

Declaration of Rights. Plaintiffs will be irreparably harmed by the installation of the statues and the continued expenditure of public funds to further an unconstitutional plan, and the balance of equities and the public interest weigh heavily in favor of a preliminary injunction to maintain the status quo for the duration of the litigation.

Plaintiffs also request that the Court exercise its discretion to waive the requirement to provide security under Rule 65(c) both because of the hardship this would impose on Plaintiffs and because Plaintiffs are not seeking any monetary relief.

In support of this request for a preliminary injunction, Plaintiffs rely on the memorandum of law, declarations, and other evidence filed in support of this motion. Plaintiffs respectfully request that the Court enter a preliminary injunction in the form set forth in the proposed order attached to this motion as **Exhibit A**.

*[signatures on next page]*

Dated: May 27, 2025

Patrick C. Elliott\*  
Kyle J. Steinberg\*  
FREEDOM FROM RELIGION FOUNDATION  
PO Box 750  
Madison, WI 53701  
(608) 256-8900  
[patrick@ffrf.org](mailto:patrick@ffrf.org)  
[steinbergk@ffrf.org](mailto:steinbergk@ffrf.org)

Jenny Samuels\*  
Rebecca Markert\*  
AMERICANS UNITED FOR SEPARATION OF  
CHURCH & STATE  
1310 L Street NW, Suite 200  
Washington, DC 20005  
(202) 466-7308  
[samuels@au.org](mailto:samuels@au.org)  
[markert@au.org](mailto:markert@au.org)

Respectfully submitted,

/s/ Alexandra Arnold  
Alexandra Arnold (BBO #706208)  
CLOHERTY & STEINBERG LLP  
One Financial Center, Suite 1120  
Boston, MA 02111  
(617) 481-0160  
[aarnold@clohertysteinberg.com](mailto:aarnold@clohertysteinberg.com)

Jessie J. Rossman (BBO #670685)  
Rachel E. Davidson (BBO #707084)  
Suzanne Schlossberg (BBO #703914)  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF MASSACHUSETTS, INC.  
One Center Plaza, Suite 850  
Boston, MA 02108  
(617) 482-3170  
[jrossman@aclum.org](mailto:jrossman@aclum.org)  
[rdavidson@aclum.org](mailto:rdavidson@aclum.org)  
[sschlossberg@aclum.org](mailto:sschlossberg@aclum.org)

Daniel Mach\*  
Heather L. Weaver\*  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION  
915 15th Street NW  
Washington, DC 20005  
(202) 675-2330  
[dmach@aclu.org](mailto:dmach@aclu.org)  
[hweaver@aclu.org](mailto:hweaver@aclu.org)

*Attorneys for Plaintiffs*

\*application for admission *pro hac vice*  
forthcoming

### **CERTIFICATE OF SERVICE**

I, Alexandra Arnold, hereby certify that I caused this Motion to be served on counsel for all parties by email on May 27, 2025.

/s/ Alexandra Arnold  
Alexandra Arnold

# EXHIBIT

A

COMMONWEALTH OF MASSACHUSETTS

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**[PROPOSED] ORDER ON PRELIMINARY INJUNCTION**

This matter comes before the Court on the motion of Plaintiffs for a preliminary injunction. Having reviewed Plaintiffs' complaint and the memorandum of law, declarations, and other evidence in support of the motion, as well as any papers filed in opposition to this motion, and Plaintiffs' reply, and in accordance with Massachusetts Rule of Civil Procedure 65, and for good cause shown, the Court finds that Plaintiffs have satisfied the requirements for the issuance of a preliminary injunction. As an initial matter, Plaintiffs have demonstrated that the Court has jurisdiction over this suit. Plaintiffs have also established a substantial likelihood of success on the merits of their claims, that Plaintiffs will be irreparably harmed absent a preliminary injunction,

and that the public interest and balance of the equities strongly favor entry of a preliminary injunction.

It is hereby **ORDERED** that a **PRELIMINARY INJUNCTION** is entered in this case.

It is further **ORDERED** that:

1. Defendants shall refrain from spending any additional public, taxpayer funds on the statues of Saint Michael the Archangel and Saint Florian, including, but not limited to, their creation, transportation, or installation.
2. Defendants shall not install the statues of Saint Michael the Archangel and Saint Florian on the façade of Quincy's new public safety headquarters, located at One Sea Street, Quincy, MA 02169.
3. The Court, in its discretion, waives the requirement for Plaintiffs to post bond under Massachusetts Rule of Civil Procedure Rule 65(c).
4. The preliminary injunction shall remain in effect until further order of this Court.

SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Justice of the Superior Court