E-FILED
11/2/2026 11:21 AM
CLERK & MASTER
DAVIDSON CO. CHANCERY CT.

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

TENNESSEE IMMIGRANT & REFUGEE RIGHTS COALITION, *et al.*,	§	
Plaintiffs,	§	
v.	§	No. 26-1501
TENNESSEE DEPARTMENT OF SAFETY AND HOMELAND SECURITY, *et al.*,	§	
Defendants.	§	

FILED
2026 NOV -1 PM 2:24
CLERK & MASTER
DAVIDSON CO. CHANCERY CT.

[PROPOSED] TEMPORARY RESTRAINING ORDER AND ORDER SETTING TEMPORARY INJUNCTION HEARING

Upon consideration of Plaintiffs' Motion and Memorandum for Temporary Restraining Order and Temporary Injunction, and declarations in the record, the Court finds that entry of a temporary restraining order in advance of a hearing on the merits of issuing a temporary injunction is warranted. Plaintiffs have established that the balance of the relevant factors, including: "the threat of irreparable harm to the plaintiff[s] if the injunction is not granted;" "the balance between this harm and the injury that granting the injunction would inflict on defendant[s];" "the probability that plaintiff[s] will succeed on the merits;" and "the public interest," weigh in favor of granting their motion for a temporary restraining order. *Fisher v. Hargett*, 604 S.W.3d 381, 394 (Tenn. 2020); *see also* Tenn. R. Civ. P. 65.03. This is based on the current state of the record, before Defendants have had an opportunity to respond.

Accordingly, it is ORDERED that Plaintiffs' motion for a temporary restraining order is GRANTED pursuant to Tenn. R. Civ. P. 65.03.

It is further ORDERED that to maintain the *status quo* and upon Plaintiffs executing an

injunction bond in the amount of $ 1,000.00, Defendants Tennessee Department Safety RTP and Homeland Security and Commissioner Jeff Long, in his official capacity, and their respective officers, agents, and attorneys, or others acting in concert or participating with them who receive actual notice of the restraining order by personal service or otherwise, are RESTRAINED and ENJOINED from:

(1) Requiring noncitizen applicants for temporary Tennessee driver's licenses to provide a valid foreign passport, translated into English, and an attached valid visa and approved Form I-94 or approved Form I-94W as the only acceptable documents for demonstrating that they are authorized by the federal government to be present in the United States for a specific purpose and specified period of authorized stay under Tenn. Code Ann. § 55-50-331(g)(1); and

(2) Refusing or otherwise failing to accept valid Form I-766 EADs and other documents issued by the federal government as proof that an applicant for a temporary Tennessee driver's license is authorized by the federal government to be present in the United States for a specific purpose and for a specified period of authorized stay, for the purpose of verifying those documents using the Systematic Alien Verification for Entitlements (SAVE) system and issuing temporary Tennessee driver's licenses under Tenn. Code Ann. § 55-50-331(g)(1).

It is further ORDERED that Plaintiffs' motion for a temporary injunction is SET for an non-evidentiary hearing under Local Rule § 19.04 in person ~~hearing~~ on the 16th day of November, 2026 at 9:30a.m. in the RTP Chancery Court of Davidson County, Part IV, Metropolitan Historic Courthouse, Courtroom 411, 1 Public Square, Nashville, Tennessee 37201. Defendants may file papers in opposition to the motion for temporary injunction, including affidavits or declarations, by the 12th day of

November, 2026 at 4:30 p.m. Plaintiffs may file additional papers in reply to RTP support the motion for temporary injunction by the 14th day of November, 2026 LTP at 2:00 p.m. RTP

***NOTICE* *** Live testimony or evidence will not be received at the hearing. *See* Davidson County Local Rules of Practice 19.04.

It is so ORDERED this 2nd day of November, 2026.

Russell T. Perkins
Chancellor, Part IV

Dated: November 2, 2026

Respectfully submitted for entry,

/s/ David R. Esquivel
David R. Esquivel (BPR #21459)
Andrés A. Martinez (BPR #43154)
BASS, BERRY & SIMS PLC
21 Platform Way S.
Suite 3500
Nashville, TN 37203
Telephone (615) 742-6200
Facsimile (615) 742-0405
desquivel@bassberry.com
andres.martinez@bassberry.com

/s/ Spring Miller
Spring Miller
spring@tnimmigrant.org
Michael Holley
mike@tnimmigrant.org
Tennessee Immigrant & Refugee Rights Coalition
3310 Ezell Rd.
Nashville, TN 37211
Phone: (615) 457-4768

/s/ Peter McGraw
Peter McGraw*
mcgraw@nilc.org
Farah Khan*
khan@nilc.org
Zaynab Said*
said@nilc.org
National Immigration Law Center
P.O. Box 34573
Washington, DC 20043
Phone: (202) 216-0261
Fax: (202) 216-0266

COUNSEL FOR PLAINTIFFS

*Admitted *Pro Hac Vice*

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing will be served on Defendants in accordance with Tenn. R. Civ. P. 5. Notice of the filing of this motion and a copy of the same, including all exhibits and the proposed order, will also be delivered to Defendants' counsel by email.

/s/ Peter McGraw
Peter McGraw