

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

FIFTH DIVISION

**NATURALIS HEALTH, LLC
PLAINTIFF**

v. 60CV-18-1559

**ARKANSAS DEPARTMENT OF FINANCE
AND ADMINISTRATION, ARKANSAS
ALCOHOLIC BEVERAGE CONTROL DIVISION,
AND ARKANSAS MEDICAL MARIJUANA
COMMISSION
DEFENDANTS**

TEMPORARY RESTRAINING ORDER

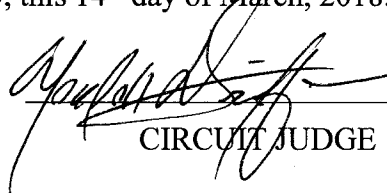
Before the Court is Plaintiff Naturalis Health, LLC's Verified Complaint to Appeal Agency Decision, For Temporary Restraining Order, Preliminary and Permanent Injunction and Declaratory Judgment. Plaintiff brought this action March 13, 2018. Plaintiff seeks review of the agency decision, a permanent injunction and declaratory judgment. Plaintiff alleges in the Verified Complaint that the Defendants violated relevant parts of the Arkansas Administrative Procedures Act. The Verified Complaint further alleges that the Commission's findings, conclusions, decisions and overall process for selection of successful applicants for licenses to operate cultivation facilities were arbitrary and capricious. The Verified Complaint also alleges discrepancies in the application and selective enforcement of the Commission's rules, the Defendants' failure to uniformly apply screening to applications for tax liabilities, irregularities in scoring practices, and conflicts of interest.

The Court hereby finds that the Verified Complaint asserts facts showing a substantial likelihood of success on the merits regarding violations of the Administrative Procedure Act, due process and equal protection and that Naturalis Health LLC will suffer irreparable harm absent

entry of a temporary restraining order. Accordingly, the Court hereby enters a Temporary Restraining Order pending a preliminary injunction hearing. This restraining order is binding upon Arkansas Department of Finance and Administration, Arkansas Alcoholic Beverage Control Division, Arkansas Medical Marijuana Commission, as well as Defendants' officers, agents, assigns, servants, employees, attorneys and any other persons who are in active concert or participation with Defendants and Defendants' officers, agents, servants, employees and attorneys. Disobedience of this restraining order will be punished by the Court as contempt.

Parties are ordered to appear for a Preliminary Injunction Hearing on **Friday March 16, 2018 at 10:00 a.m.**

IT IS SO ORDERED, this 14th day of March, 2018.


CIRCUIT JUDGE