IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI

LASTAYSHA MYERS, by and through her legal parent and next friend, LEDA MYERS,

Plaintiff,

v.

CASE NO. 05-5042

JEFF THORNSBERRY, in his official capacity as Assistant Princ ipal of Webb City High School; STEPHEN GOLLHOFER, in his official capacity as Principal of Webb City High School; and RONALD LANKFORD, in his official capacity as Superintendent of Webb City R-VII School District,

Defendants.

PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION

COMES NOW Plaintiff LaStaysha Myers, by and through her legal parent and next friend Leda Myers, and, pursuant to Federal Rule of Civil Procedure 65, respectfully requests that this Court enter a Preliminary Injunction against Defendants in this matter for the reasons set forth in the Complaint and in the contemporaneously filed Memorandum in Support of Plaintiff's Motion for Preliminary Injunction. Should the Court wish to hear oral argument, Plaintiff's attorneys would make themselves available for a hearing.

WHEREFORE, Plaintiff respectfully requests that this Court enter a Preliminary Injunction enjoining Defendants from further prohibiting Plaintiff from wearing clothing that expresses her political views, including support for gay individuals, and for such other relief as the Court deems just and equitable.

FLEISCHAKER, WILLIAMS & POWELL

By: <u>s/s William J. Fleischaker</u> William J. Fleischaker Missouri Bar No. 22600 P. O. Box 996 Joplin, MO 64802 417-623-2865

Kenneth Y. Choe Application for Admission Pro Hac Vice Pending American Civil Liberties Union Foundation 125 Broad Street New York, NY 10004 (212) 549-2553

ATTORNEYS FOR PLAINTIFF