

Entered: November 4, 2022 at 6:40 a.m. (p.m.) *AMB*

IN THE CIRCUIT OF THE SIXTH JUDICIAL CIRCUIT  
CHAMPAIGN COUNTY, ILLINOIS

JIM MCGUIRE, )  
Plaintiff )  
v. )  
AARON AMMONS, COUNTY CLERK, )  
CHAMPAIGN COUNTY, ILLINOIS and )  
MICHELLE JETT, DEPUTY COUNTY )  
CLERK, CHAMPAIGN COUNTY, )  
ILLINOIS, )  
Defendants. )

CASE NO. 22-CH-\_\_\_\_\_

**TEMPORARY RESTRAINING ORDER**

THIS MATTER having come before the Court on the date and time stated above, on the Plaintiff's Motion for Temporary Injunction, entered without notice, and the Court, being advised in the premises, finds as follows:

1. That the Plaintiff's rights as a voter and candidate arising under the Illinois Constitution [1970] Article 1, Section 2 and Article 3, Section 3 are threatened by the alleged misconduct of the Defendant, Jett, and that the Defendant, Ammons, may have notice of the Election Code violations;
2. That Election judges have charge of ballots, 10 ILCS 5/17-7, and election authorities are authorized to utilize employees of the election authority to perform the functions of election judges with respect to early voting, thus said employees act as election judges, 55 ILCS 5/3-2003.1;
3. Official ballots shall be sealed when transported between the election authority and polling place, 10 ILCS 5/16-5;
4. That the Election Code, 10 ILCS 5/29-17, authorizes a remedy for interference with election rights, and provides for oversight of election judges by the circuit court, 10 ILCS 5/13-3;
5. That Plaintiff filed the Affidavit of an election judge with the Complaint for Injunction and Other Relief;
6. That the Motion for Leave to File said Affidavit confidentially under seal is denied;

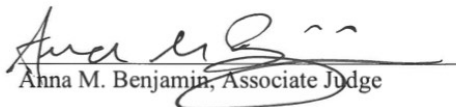


7. That unsealed official ballots located in an unattended motor vehicle of Defendant, Jett, as described in the aforementioned Affidavit, states a claim for interference with election rights and violation of election law;
8. That the circulation of official ballots outside the chain of custody and controls defined by the Election Code threatens the integrity of elections causing harm to the public and Plaintiff;
9. That no adequate remedy at law exists to protect against the risks of these harms;
10. That the risk of harm is immediate and irreparable;
11. The verified allegations, affidavits and factual matter stated in the Complaint establishes that Plaintiff and the public have a protectable interest that is threatened, and that the benefits to the Plaintiff and public of emergency injunctive relief far outweigh any burdens to the Defendants; and
12. That Plaintiff has presented a fair question for success on the merits.

IT IS, THEREFORE, ORDERED as follows:

- A. That the Champaign County Clerk, Aaron Ammons, is enjoined from assigning any election duties to Michelle Jett;
- B. That the Champaign County Clerk, Aaron Ammons, is enjoined from allowing Michelle Jett any access to any election equipment, ballots or other election materials;
- C. That Michelle Jett is enjoined from performing any election duties;
- D. Plaintiff is ordered to effectuate service upon the Defendants and the Champaign County State's Attorney by the Champaign County Coroner;
- E. Bond is excused; and
- F. Cause continued for preliminary hearing on November 7, 2022 at 10:30 a.m. in Courtroom J.

November 4, 2022  
Date

  
Anna M. Benjamin, Associate Judge