

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED
06/24/2020
Clerk of the
Appellate Courts

BENJAMIN LAY ET AL. v. MARK GOINS ET AL.

**Chancery Court for Davidson County
No. 20-0453-III**

No. M2020-00832-SC-RDM-CV

ORDER

On June 12, 2020, Defendants Mark Goins, Tre Hargett, and William Lee, each in his official capacity for the State of Tennessee, (hereinafter collectively the “State”), filed in the Court of Appeals an application for permission to appeal from the trial court’s grant of a temporary injunction pursuant to Rule 9 of the Tennessee Rules of Appellate Procedure and a motion seeking a stay pending appeal pursuant to Rule 7 of the Tennessee Rules of Appellate Procedure and Rule 62.08 of the Tennessee Rules of Civil Procedure. On that same date, the State filed a motion pursuant to Tennessee Code Annotated section 16-3-201(d) and Tennessee Supreme Court Rule 48 requesting that this Court assume jurisdiction of the interlocutory appeal and that it expedite review. By Order filed June 24, 2020, the Court granted the State’s motion to assume jurisdiction and its application for an interlocutory appeal and request for expedited review. Upon careful consideration of the State’s motion for a stay and the Plaintiffs’ response, a majority of the Court finds that the State has not met its burden of demonstrating that the balance of the relevant factors weighs in favor of a stay pending appeal. Accordingly, the State’s motion is denied.

PER CURIAM