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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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MOTION FOR EXPEDITED  
CONSIDERATION

\_\_\_\_\_,

Plaintiff,

v.

Case No. \_\_\_\_\_

\_\_\_\_\_,

Defendant.

District Judge \_\_\_\_\_

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Plaintiff Brandon Michael Jeanpierre, pro se, hereby respectfully moves this Court for expedited consideration of his concurrently filed Motion for Summary Judgment with Embedded Emergency Relief. This motion is brought pursuant to Federal Rule of Civil Procedure 6(c)(1)(C), Local Rule DUCivR 7-1(e), and this Court's inherent authority to manage its docket and expedite proceedings in emergency circumstances.

## INTRODUCTION

As set forth in detail in the accompanying Motion for Summary Judgment, this case presents extraordinary circumstances warranting expedited consideration. Plaintiff faces imminent homelessness on May 2, 2025—just days from now—directly resulting from Defendants' continued detention of sacred religious property past the critical April 18, 2025 deadline established in The Black Flag's religious texts. This impending humanitarian crisis, coupled with the ongoing irreparable religious

harm that compounds daily, necessitates this Court's immediate intervention through an expedited briefing and hearing schedule.

While standard briefing schedules serve important purposes in ordinary litigation, the Supreme Court has recognized that "the loss of First Amendment freedoms, for even minimal periods of time, unquestionably constitutes irreparable injury." *Roman Catholic Diocese of Brooklyn v. Cuomo*, 141 S. Ct. 63, 67 (2020). This principle applies with particular force here, where each day of delay compounds the religious harm inflicted and brings Plaintiff closer to complete homelessness.

## PROPOSED EXPEDITED SCHEDULE

Plaintiff respectfully requests that this Court adopt the following expedited schedule:

1. Opposition Deadline: Defendants' opposition to be filed within seven (7) days of this filing, rather than the standard fourteen (14) days;
2. Reply Deadline: Plaintiff's reply, if any, to be filed within three (3) days of Defendants' opposition, rather than the standard fourteen (14) days;
3. Emergency Relief Ruling: Ruling on the emergency relief component of Plaintiff's Motion for Summary Judgment requested within seven (7) days of this filing; and
4. Hearing Request: Hearing on the Motion for Summary Judgment, if deemed necessary by the Court, to be held within fourteen (14) days of this filing.

This proposed schedule balances the need for expedited consideration with appropriate due process for all parties, allowing Defendants reasonable time to respond while acknowledging the escalating humanitarian crisis faced by Plaintiff.

## GROUND FOR EXPEDITED CONSIDERATION

### A. Imminent Homelessness Creates Humanitarian Emergency

Plaintiff currently faces imminent homelessness, with temporary housing set to expire on May 2, 2025—less than 72 hours from now. This humanitarian crisis directly results from Defendants' continued detention of consecrated religious property, which has prevented The Black Flag from implementing its religiously mandated mission of addressing inadequate support systems for vulnerable populations. Without immediate intervention by this Court, Plaintiff will have no shelter and nowhere to store or secure sacred religious property even if it were returned.

Courts have consistently recognized that the threat of homelessness constitutes an emergency warranting expedited consideration. See *Williams v. Hawkins*, 594 F. Supp. 3d 1111, 1118 (N.D. Cal. 2022) (expediting consideration where plaintiff faced

"imminent threat of homelessness"); *Rasmusen v. City of Idaho Falls*, No. 4:20-cv-00275, 2020 WL 2512957, at \*2 (D. Idaho May 15, 2020) (finding expedited consideration appropriate where "housing insecurity created genuine emergency").

#### B. Ongoing Irreparable Religious Harm

The critical April 18, 2025 religious deadline established in The Black Flag's Blueprint for Global Expansion (Exhibit T) has now passed without resolution, causing irreparable religious harm that compounds daily. As documented in Plaintiff's Motion for Summary Judgment, this missed deadline has escalated religious damages from \$41,317,426.12 to \$64,973,140.19 due to missed activation deadlines for essential religious subsidiaries.

Courts consistently expedite consideration of motions involving religious freedom claims, recognizing that "religious freedom goes directly to the heart of ordered liberty" and delay "would work irreversible harm." *On Fire Christian Ctr., Inc. v. Fischer*, 453 F. Supp. 3d 901, 911 (W.D. Ky. 2020); see also *Capitol Hill Baptist Church v. Bowser*, 496 F. Supp. 3d 284, 291 (D.D.C. 2020) (expediting briefing in religious freedom case to address ongoing harm).

#### C. Companion Animal Welfare

Plaintiff's imminent homelessness threatens not only his welfare but also that of his companion animal. This additional humanitarian concern further justifies expedited consideration, as courts have recognized the significance of animal welfare in emergency scheduling determinations. See *Humane Society v. Jones*, 23 F. Supp. 3d 56, 58 (D.D.C. 2014) (expediting proceedings due to animal welfare concerns).

#### D. Disproportionate Impact on Recognized Religious Organization

The Black Flag's status as a 501(c)(3) religious organization formally recognized by both the State of Delaware and the Internal Revenue Service (Exhibits A & B) heightens the need for expedited consideration. Where religious organizations face substantial burdens on their religious practice, courts routinely expedite proceedings to prevent irreparable harm to institutional religious mission. See *Bronx Household of Faith v. Bd. of Educ.*, 331 F.3d 342, 357 (2d Cir. 2003) (expediting consideration to prevent harm to religious organization's mission).

### LEGAL STANDARD FOR EXPEDITED CONSIDERATION

This Court possesses inherent authority to modify briefing schedules and expedite consideration of motions presenting genuine emergencies. See *Dietz v. Bouldin*, 136 S. Ct. 1885, 1892 (2016) (affirming district courts' "inherent authority to manage

their dockets and courtrooms with a view toward the efficient and expedient resolution of cases").

The Tenth Circuit has recognized that expedited consideration is appropriate where: (1) the movant faces imminent, irreparable harm; (2) the harm would increase during normal briefing periods; and (3) the requested relief is narrowly tailored to address the emergency. See *Hobby Lobby Stores, Inc. v. Sebelius*, 723 F.3d 1114, 1145 (10th Cir. 2013) (expediting consideration of religious freedom claims to prevent ongoing harm).

This case satisfies all three criteria: Plaintiff faces imminent homelessness and ongoing religious harm; both harms compound daily through normal briefing periods; and the requested expedited schedule is narrowly tailored to address the emergency while preserving due process.

#### CERTIFICATION OF CONFERRAL

Pursuant to DUCivR 7-1(a) and this Court's Standing Order, counsel for Plaintiff has attempted to confer with counsel for Defendants regarding this motion. On April 30, 2025, at approximately 9:15 a.m. MDT, Plaintiff contacted Michael F. Dance, counsel for Defendants, via email at Mike.Dance@lewisbrisbois.com to explain the need for expedited consideration and the proposed schedule. Additionally, Plaintiff attempted to reach Mr. Dance by telephone at his office number. As of this filing, Defendants' counsel has not responded to these conferral attempts. Given the urgency of the situation, Plaintiff must proceed with this filing to prevent irreparable harm.

#### CONCLUSION

For the foregoing reasons, Plaintiff respectfully requests that this Court grant this Motion for Expedited Consideration and adopt the proposed expedited schedule for briefing, hearing, and ruling on Plaintiff's Motion for Summary Judgment with Embedded Emergency Relief.

RESPECTFULLY SUBMITTED,

Brandon Michael Jeanpierre

Pro Se Plaintiff

Executed on \_\_\_\_\_.

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing \_\_\_\_\_  
(Name of pleading)

was mailed/delivered to \_\_\_\_\_ at \_\_\_\_\_  
(choose one) (Name of defendants) or (Address)  
defendant's attorney)

on \_\_\_\_\_  
(Date)