

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

**ETHAN S. PARKER,
PLAINTIFF,**

v.

**WELLS FARGO BANK, N.A.,
DEFENDANT.**

Case No.: 1:23-cv-00766-UA-JLW

MOTION FOR PRELIMINARY INJUNCTION

Plaintiff Ethan S. Parker moves this Court pursuant to Rule 65 of the Rules of Civil Procedure for a preliminary injunction to preserve the *status quo* pending resolution of this action. The reasons for this injunction are set forth in the accompanying brief, and it is supported by the Verified Complaint (D.E. 1), the Declaration of Ethan Parker, the Declaration of Shannon Kite, and the Declaration of Douglas Coe.

Mr. Parker seeks an injunction prohibiting Defendant Wells Fargo Bank, N.A. from continuing to retain over \$200,000 in funds that belong to him which were improperly seized from his Wells Fargo bank account. The funds came from a check issued to him as the sole beneficiary of his adoptive mother's retirement account, and the issuer of the check has confirmed that Mr. Parker was the intended beneficiary.

Mr. Parker submits that he meets the standards for a preliminary injunction: (1) he is likely to succeed on the merits; (2) he will be irreparably harmed if the preliminary injunction is denied; (3) the balance of the equities tilts heavily in his favor; and (4) the public interest will be served.

Because a preliminary injunction presents no monetary risk to Wells Fargo, Mr. Parker asks that bond be set at \$100.

Mr. Parker requests oral argument on this motion.

WHEREFORE, Ethan Parker respectfully requests that the Court grant this preliminary injunction and prohibit Wells Fargo from continuing to hold his funds.

Dated: September 14, 2023.

J.C. WHITE LAW GROUP PLLC

/s/ James C. White

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CERTIFICATE OF SERVICE

I hereby certify that I have served this Motion by CM/ECF and U.S.

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Dated: September 14, 2023

/s/ James C. White