

STATE OF MICHIGAN
IN THE 7TH JUDICIAL CIRCUIT COURT FOR THE COUNTY OF GENESEE

JASON BALLANTYNE,
Plaintiff (In Pro Per),

v.

GENESEE COUNTY ROAD COMMISSION;
WADE TRIM; and NASHVILLE CONSTRUCTION,
Defendants.

Case No. 2026-63926-CZ · Hon. Elizabeth A. Kelly

[PROPOSED] ORDER GRANTING PRELIMINARY INJUNCTION

At a session of said Court held in the Courthouse, City of Flint, County of Genesee, Michigan,
on _____, 2026.

PRESENT: HON. ELIZABETH A. KELLY, Circuit Judge

This matter having come before the Court on Plaintiff's Motion for Preliminary Injunction, the Court having considered the motion, briefs, and evidence under MCR 3.310 and *Detroit Fire Fighters Ass'n v City of Detroit*, 482 Mich 18 (2008), and being otherwise fully advised:

IT IS ORDERED that:

1. Defendants and their agents and contractors are ENJOINED, pending further order of this Court, from performing the final asphalt surface lift, pavement striping, and final drainage completion or project close-out on Seymour Road between Hill Road and Reid Road in Gaines Township.
2. Within fourteen (14) days, Defendants shall submit to the Court and Plaintiff a written review of the project's drainage design and as-built conditions for that stretch — including the cross-road culvert elevation and discharge path, restoration of the west roadside ditch, and the removed driveway culvert at parcel 10-10-400-023 — together with a corrective plan, and shall produce the Nashville Construction change orders proposing corrective drainage work and the Road Commission's denials thereof. Defendants may proceed immediately with corrective drainage work (including the work proposed in those change orders) without further order.
3. All other construction activities on the project outside the enjoined items may continue.

4. Security under MCR 3.310(D) is set at \$_____ / waived, the enjoined items being limited and the public interest served by correction before completion.
5. This Order remains in effect until further order of the Court.

HON. ELIZABETH A. KELLY, Circuit Judge