

AD. WILLIAMS
COMMON PLEAS COURT
GREENE COUNTY, OHIO

Pursuant to Greene County Court of Common Pleas Local Rule 2.04, Defendant Coalition for the Common Good (“CCG”) respectfully moves this Court for leave *instanter* to exceed the fifteen (15) page limitation for CCG’s contemporaneously filed memorandum in support of its Opposition to Plaintiff Antioch University Advisory Board of Governors’ (the “Advisory Board”) Motion for a Temporary Restraining Order and Preliminary Injunction (the “Motion”). CCG submits that the number of claims at issue, as well as their complexity and relation to the preliminary injunction standard, render it necessary to exceed the page limitation. Specifically, CCG asserts that the Advisory Board does not satisfy the four factors necessary for a preliminary injunction, namely (1) a substantial likelihood on the merits, (2) irreparable harm, (3) that third

parties will not unjustifiably be harmed by the injunction, and (4) that the injunction is in the public's interest. Each factor requires separate analysis. Thus, CCG respectfully requests that it is granted leave *instantly* to exceed the page limitation for its memorandum in support of its Opposition to the Motion by an additional thirteen (13) pages, for a total of twenty-eight (28) pages. A memorandum in support and proposed order is attached hereto.

Respectfully submitted,



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MEMORANDUM IN SUPPORT

CCG respectfully requests leave *instanter* to file a memorandum in support of its Opposition to the Advisory Board's Motion that will exceed the Court's fifteen-page limitation. Local Rule 2.04(II)(A)(2) provides that "[n]o memorandum in support of a motion shall exceed fifteen (15) pages in length . . . except by prior leave of the Court," and that an "[a]pplication for leave to file a longer memorandum shall be by motion specifying the unusual circumstances which necessitate the filing of a memorandum that exceeds the limits imposed by this rule." Loc. R. 2.04(II)(A)(2). Unusual circumstances exist here.

CCG opposes the Advisory Board's Motion by challenging the four factors that this Court balances before granting a preliminary injunction. These are (1) a substantial likelihood on the merits, (2) irreparable harm, (3) that third parties will not unjustifiably be harmed by the injunction, and (4) that the injunction is in the public's interest. *Procter & Gamble Co. v. Stoneham*, 140 Ohio App. 3d 260, 267 (2000). Each factor requires its own unique analysis which varies depending on the factor. For example, for the substantial likelihood on the merits factor, CCG must address its corporate governance structure namely, how the CCG Board, as Defendant CCG's corporate fiduciary body, was empowered to dissolve the non-fiduciary Plaintiff Advisory Board, consistent with its organizational documents (articles of incorporation, by-laws, resolutions, and advisory board charter document), as well as the Ohio Non-Profit Corporation Law.

In the context of the Advisory Board request for declaratory and other relief, CCG must also address all three claims that the Advisory Board asserts it will succeed on at the merits stage: (1) breach of contract; (2) unjust enrichment, and (3) promissory estoppel. Analyzing each claim requires distinct analysis as each claim has its own elements. From there, CCG must then address each alleged harm that the Advisory Board avers under the second factor for obtaining an injunction. And of course, CCG must address the last two factors for an injunction. Each of these

sub-arguments requires citation to and discussion of controlling authority and application of that authority to the specific allegations of the Motion.

For these reasons, CCG respectfully requests that the Court grant it leave *instanter* for an extension of the page limitation for its memorandum in support of its Opposition to the Advisory Board's Motion by an additional thirteen (13) pages, for a total of twenty-eight (28) pages.

Respectfully submitted,



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CERTIFICATE OF SERVICE

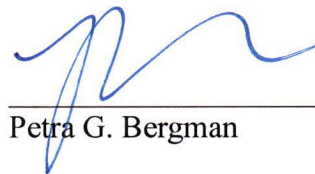
I hereby certify that on this 3rd day of September, 2026 a copy of the foregoing was served
via electronic mail on the following:

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