

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA
PITTSBURGH DIVISION

Holy Trinity Ukrainian Catholic Church,)
)
 Plaintiff,)
)
 v.) Case No. 2:26-cv-00024
)
 Collier Township, Gabe Benvenuti, Wayne)
 Chiurazzi, Tim Downey, Jr., Julie Murphy,)
 Kari Suter, Dawnlee Vaughn, Mary Ann)
 Cupples-Wisniowski,)
)
 Defendants.)

**PLAINTIFF HOLY TRINITY UKRAINIAN CATHOLIC CHURCH'S
MOTION FOR PRELIMINARY INJUNCTION**

Plaintiff Holy Trinity Ukrainian Catholic Church (the “Church”), by and through its undersigned counsel, respectfully move this Court under Federal Rule of Civil Procedure 65(a) for a Preliminary Injunction. The facts and legal grounds in support of this Motion are set forth in the Church’s Complaint and the supporting Memorandum of Law, which are incorporated herein by reference. The Church respectfully requests a hearing on this Motion.

The Church respectfully requests that Defendants, their officers, agents, servants, employees, and attorneys, and all persons acting in concert with them are preliminarily enjoined, restrained and prohibited from: (a) enforcing Collier Township's zoning ordinances to preclude the existence and operation of churches as a matter of right in violation of RLUIPA's equal terms provision and the Free Exercise Clause; (b) enforcing Collier Township's June 10, 2025 "approval" letter

to the Church; and (c) any other infringement of the Church's protected religious exercise under RLUIPA or the Free Exercise Clause through Collier Township's enforcement of its zoning ordinances, including the Church's construction of the Shrine Project, Chapel Project, or any project on the Church's Property that satisfies RLUIPA's standards.

Dated: January 7, 2026.

Respectfully submitted,

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Attorneys for Holy Trinity Ukrainian Catholic Church

**pro hac vice* application forthcoming

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Motion for Preliminary Injunction will be served on Defendants Collier Township, Gabe Benvenuti, Wayne Chiurazzi, Tim Downey, Jr., Julie Murphy, Kari Suter, Dawnlee Vaughn, and Mary Ann Cupples-Wisniowski via personal service or other means permitted by the Federal Rules of Civil Procedure and Local Rules.

/s/ Randall L. Wenger
RANDALL L. WENGER

Attorney for Holy Trinity Ukrainian Catholic Church