

IN THE DISTRICT COURT OF SEMINOLE COUNTY MAR 02 2026
STATE OF OKLAHOMA


THE FRESH PLUS, INC.,
a domestic corporation,

Plaintiff,

v.

THE OKLAHOMA MEDICAL MARIJUANA
AUTHORITY, ADRIA G. BERRY, in her
official capacity as Executive Director,
and JOE DEWEY, in his official capacity
as Administrative Law Judge,

Defendants.

ALISON STINSLEY, COURT CLERK
BY  DEPUTY

Case No.: CV-2026-14

**PROPOSED ORDER FOR DECLARATORY JUDGMENT, EMERGENCY
INJUNCTIVE RELIEF, AND WRIT OF PROHIBITION**

Plaintiff The Fresh Plus, Inc.'s Emergency Application for Temporary Restraining Order is GRANTED. The Court FINDS:

1. Plaintiff has shown a clear likelihood of success on the merits.
2. Plaintiff faces immediate and irreparable harm. Over 1,900 plants will be dead before the administrative hearing occurs.
3. The administrative ALJ has expressly denied authority to provide relief.
4. The balance of equities and public interest favor relief.

IT IS ORDERED:

- A. Plaintiff is authorized to immediately harvest, move, dry, and preserve all living plants located at its licensed premises.
- B. All harvested material must remain onsite and embargoed. No sale, transfer, or movement is permitted.
- C. OMMA and its agents are enjoined from interfering with Plaintiff's plant-preservation activities.
- D. This Order remains in effect until further Order of this Court.

*E. Hearing set for
March 9, 2024
at 1:30pm.*


DISTRICT JUDGE

Dated: 3/2/2026

APPROVED AS TO FORM

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