

**IN THE CIRCUIT COURT FOR
MONTGOMERY COUNTY, MARYLAND**

MURALI THALLURI, SREEDHAR CHAVA, and
CHAKRADHAR PARUCHURU,

Plaintiffs,

vs.

TELUGU ASSOCIATION OF NORTH AMERICA,
INC., SRINIVAS LAVU, NAREN KODALI and
NIRANJAN SRUNGAVARAPU,

Defendants.

Case No. CV-15-CV-23-003331

**ORDER GRANTING PLAINTIFFS' APPLICATION
FOR TEMPORARY RESTRAINING ORDER**

Upon consideration of the application of Plaintiffs Murali Thalluri ("Thalluri"), Sreedhar Chava ("Chava"), and Chakradhar Paruchuru ("Paruchuru" and, together with Thalluri and Chava, "Plaintiffs"), for a temporary restraining order against defendants Telugu Association of North America, Inc. ("TANA"), Srinivas Lavu ("Lavu"), Naren Kodali ("Kodali"), and Niranjan Srungavarapu ("Srungavarapu" and, collectively with Lavu and Kodali, the "Individual Defendants"),

THE COURT FINDS that a temporary restraining order is appropriate in order to prevent irreparable harm resulting from the following:

1. Defendants' unlawful failure to hold TANA's 2023 election and unlawful cancelation of the election.
2. Defendants' subsequent unlawful appointments, on July 10, 2023, and afterwards, of persons to positions on TANA's Board of Directors, Foundation, and Executive Committee

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(and any other nominated committee appointments, without following the procedures set forth in Article VIII of the Bylaws of TANA (as amended, the “Bylaws”).

3. All actions taken by an unlawfully constituted Board, Executive Committee, and Foundation taken after July 9, 2023.

The COURT FURTHER finds that Plaintiffs have satisfied the requirements of Md. R. Spec. Proc. 15-504 necessary in order to award a temporary restraining order.

THE COURT FURTHER finds that Plaintiffs are likely to succeed on the merits given that Defendants’ actions are inconsistent with the plain language of TANA’s Bylaws, Articles XIV, Section 2(d) and VIII, Section 8(c). Specifically, there is no provision in the Bylaws allowing for cancelation of an election, and the cancelation of the election by Defendants was unlawful. Additionally, if there are any lawful vacancies in TANA’s Board or Executive Committee, such vacancies must be filled in accordance with the procedures set forth in Article VIII.

THE COURT FURTHER finds that the harm Plaintiffs will suffer if injunctive relief is not granted, is a harm that cannot be remedied by money damages and is irreparable because Plaintiffs have no adequate remedy at law. Depriving Plaintiffs of their right to run in the TANA elections, to vote in those elections, or choose others to represent them within TANA, constitutes irreparable harm as a matter of law.

THE COURT FURTHER finds that there is no demonstrated harm to Defendants in granting a temporary restraining order, and any harm to Defendants is of their own making. Therefore, an award of temporary restraining order is not prejudicial when compared to the great harm Plaintiffs will suffer if a temporary restraining order is not granted.

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THE COURT FURTHER finds that granting a temporary restraining order to uphold and enforce the provisions of TANA's Bylaws is not contrary to, but rather, consistent with the public interest. Allowing circumvention of corporate bylaws is contrary to the public interest.

In consideration of the foregoing, it is this 12:06 ^{P.M.} hour of this 28th day of September 2023, by the Maryland Circuit Court for Montgomery County:

THEREFORE ORDERED that Plaintiffs' application for a temporary restraining order is hereby GRANTED due to the irreparable harm that will result if the temporary restraining order is not issued; and

IT IS FURTHER ORDERED that: Defendants and their agents, representatives, and counsel are enjoined from (a) engaging in ultra vires acts in violation of the Bylaws; (b) canceling the 2023 election required under the Bylaws; and (c) appointing, nominating, or otherwise installing any officer or director of TANA without a lawful election or appointment in accordance and compliance with TANA's Bylaws;

IT IS FURTHER ORDERED that all of Defendants' actions on behalf of TANA after July 9, 2023, shall be considered null and void;

IT IS FURTHER ORDERED that TANA shall conduct elections as per the Bylaws within 90 days of the date of this Order, or otherwise comply with the Bylaws for lawfully postponing such elections;

IT IS FURTHER ORDERED that the same 15 persons who held positions on TANA's Board of Directors, as of April 30, 2023 will be reinstated as the TANA Board of Directors, until such time as successors have been lawfully elected in accordance with the TANA Bylaws;

IT IS FURTHER ORDERED that TANA shall comply with the Bylaws that were in effect **April 29, 2023;**

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IT IS FURTHER ORDERED that any person affected by this Order may apply for a modification or dissolution of the Order on two (2) days' notice to Plaintiffs;

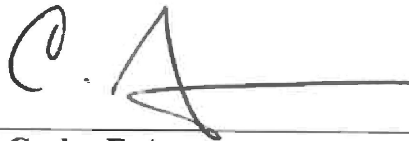
IT IS FURTHER ORDERED that the Parties shall proceed to arbitration to resolve this dispute on the merits;

IT IS FURTHER ORDERED that pursuant to Rule 15-504(c)(5), this Order shall remain in place until 35 days after entry by the Court;

IT IS FURTHER ORDERED THAT a hearing for a Preliminary Injunction pursuant to Md. R. Spec. Proc. 15-505 shall be held on October 12, 2023, at 9:30 A.M.;

IT IS FURTHER ORDERED that this Court retains jurisdiction to resolve any disputes relating to or arising from this Order; and

IT IS FURTHER ORDERED that Plaintiff shall post a bond, or cash undertaking, in the amount of Ten Thousand Dollars (\$10,000.00).



Judge Carlos F. Acosta
Associate Judge
Montgomery County Circuit Court

Preliminary Injunction Hearing set on October 12, 2023 at 9:30 a.m. in the Montgomery County Circuit Court.

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