

STATE OF MAINE
CUMBERLAND, ss.

BUSINESS & CONSUMER DOCKET
LOCATION: PORTLAND
DOCKET NO. BCD-CIV-2020-43

RYAN M. JEFFREY, DDS,)
)
 Plaintiff,)
)
v.)
)
RONALD BAILEY, DMD,)
ET AL.,)
)
 Defendants.)

ORDER DENYING MOTIONS FOR
TEMPORARY RESTRAINING ORDERS

The parties to this action dispute the interpretation, application, and enforcement of a Confidentiality and Non-competition Agreement dated June 10, 2013. The parties have filed competing Motions for Temporary Restraining Orders. Oral argument on the Motions was conducted on February 1, 2021. For the reasons discussed below, the Court denies both Motions.

In order to prevail on a Motion for Temporary Restraining Order, the moving party must show, *inter alia*, irreparable harm if the injunction is not granted. *Ingraham v. University of Maine at Orono*, 441 A.2d 691, 693 (Me. 1982). Absent a showing of irreparable injury, the motion must be denied. *Id.* In this case, at this stage of the proceeding, neither moving party has made the necessary showing of irreparable harm. Accordingly, both Motions are denied.

The Clerk will reach out to the parties to see if they wish to proceed with an evidentiary hearing on the Motions for Preliminary Injunction. Counsel are reminded

RYAN M. JEFFREY DDS

Plaintiff

v.

*RONALD W. BAILEY, DMD and
STILLWATER DENTAL ASSOCIATES, PA*

Defendants

Party Name:

Ryan M. Jeffrey, DDS

Ronald W. Bailey, DMD and
Stillwater Dental Associates, PA

Attorney Name:

Seth Brewster, Esq.
Eaton Peabody
100 Middle Street
Portland, ME 041112-5235

Eric Uhl, Esq.
Richardson, Whitman, Large & Badger
PO Box 9545
Portland, ME 04112