

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION
CASE NO.**

CAIR FLORIDA, INC., Plaintiff,

v.

TEOTWAWKI INVESTMENTS, LLC
d/b/a FLORIDA GUN SUPPLY, Defendant.

COMPLAINT
I. INTRODUCTION

1. In July 2015, Florida Gun Supply declared that it was a “Muslim Free Zone.”
2. Florida Gun Supply may not discriminate or segregate against anyone based upon religion.
3. The Plaintiff, CAIR Florida, Inc. (“CAIR-FL”), sues Defendant, Teotwawki Investments, LLC doing business as Florida Gun Supply (“Florida Gun Supply”) pursuant to 42 U.S.C. § 2000a-3(a).

II. PARTIES

4. CAIR-FL is a Florida non-profit corporation.
5. CAIR-FL “was established in 2001 to challenge stereotypes of Islam and Muslims and defend civil liberties.” CAIR Florida's mission is to enhance understanding of Islam, encourage dialogue, protect civil liberties, empower American Muslims, and build coalitions that promote justice and mutual understanding. See <http://cairflorida.org/page/about.html>
6. CAIR-FL is headquartered in Broward County, Florida.
7. CAIR-FL represents the civil rights interests of Muslims living and visiting Florida.

8. CAIR-FL has an interest in assuring that all Muslims living or visiting Florida receive “the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of any place of public accommodation.” *See* 42 U.S.C. § 2000a (a).
9. The people that CAIR-FL represents include Muslims that have a right to purchase guns, browse guns, take classes on gun safety, shoot guns at the range, and visit the gun range for entertainment purposes and not be discriminated against.
10. Florida Gun Supply is a fictitious name owned by Teotwawki Investments, LLC.
11. Teotwawki Investments, LLC is a Florida limited liability company with a principal place of business in Citrus County, Florida.
12. Andrew L. Hallinan is the sole member of Teotwawki Investments, LLC.

III. JURISDICTION & VENUE

13. The district courts have jurisdiction pursuant to 42 U.S.C. § 2000a-6(a).
14. Venue is proper in the Southern District of Florida pursuant to 28 U.S.C. § 1391(b)(2).
15. CAIR-FL is headquartered in Broward County, Florida.
16. Florida Gun Supply’s discriminatory declaration that it has implemented a “Muslim Free Zone” was viewed on national television and on the internet by many Muslims in Broward and Miami-Dade Counties, Florida.
17. In Florida, many more Muslims reside in Broward and Miami-Dade counties than in Citrus County, Florida.

IV. FACTS

18. From on or about July 17, 2015 to present, Florida Gun Supply has initiated a “Muslim Free Zone.”

19. Florida Gun Supply offers various activities for entertainment purposes to the general non-Muslim public.

20. Florida Gun Supply exhibits guns.

21. Florida Gun Supply provides gun safety classes.

22. Florida Gun Supply permits non-Muslims to attend shooting classes.

23. Florida Gun Supply permits non-Muslims to browse its inventory.

24. Florida Gun Supply permits non-Muslims to purchase guns.

25. Shooting Guns at gun ranges like Florida Gun Supply is a form of entertainment.

26. Looking at guns is form of entertainment.

27. Shooting guns is a form of entertainment.

28. Participating in gun safety classes is a form of entertainment.

29. Florida Gun Supply is a place of entertainment.

30. Recreational shooting is entertainment.

31. Florida Gun Supply has a shooting range.

32. Florida Gun Supply does not allow Muslims to benefit from the entertainment it provides the general Non-Muslim public.

33. Florida Gun Supply discriminates against Muslims.

34. Florida Gun Supply does not require non-Muslims take an oath.

35. Florida Gun Supply requires that Muslims take an oath.

36. Florida Gun Supply has singled out Muslims as a group of people that it intends to treat differently.

37. Florida Gun Supply exhibits guns.

38. Florida Gun Supply provides entertainment.

39. Florida Gun Supply has a policy that segregates and discriminates against Muslims.

40. The policy is known as a “Muslim Free Zone.”

V. CIVIL ACTION FOR INJUNCTIVE RELIEF

41. Florida Gun Supply is a place of exhibition as defined by 42 U.S.C. § 2000a (b)(3).

42. Florida Gun Supply is a place of entertainment as defined by 42 U.S.C. § 2000a (b)(3).

43. CAIR-FL and the constituency it represents have been injured and continue to be injured by Florida Gun Supply’s discrimination and segregation of Muslims.

44. Florida Gun Supply’s “Muslim Free Zone” policy violates 42 U.S.C. § 2000a (a).

45. During the past ten days Florida Gun Supply has withheld, deprived or attempted to do so by expressing that it is a “Muslim Free Zone” where Muslims will be held to a different standard than non-Muslims in violation of 42 U.S.C. § 2000a-2.

46. The policy statements made by Florida Gun Supply threaten and intimidate CAIR-FL and the people the organization exists to protect from discrimination.

47. CAIR-FL and its constituency have been deprived of their civil rights.

48. CAIR-FL is aggrieved by Florida Gun Supply’s “Muslim Free Zone” policy.

49. CAIR-FL seeks all relief available to it pursuant to 42 U.S.C. § 2000a-3.

WHEREFORE, Plaintiff demands an injunction against Florida Gun Supply prohibiting it from discriminating against Muslims, restraining Florida Gun Supply from instituting any policies or practices that discriminate or segregate people on the basis of religion as well as attorneys’ fees and costs pursuant to 42 U.S.C. § 2000a-3(b), and any other relief deemed appropriate by the Court.

Respectfully submitted this 29th day of July 2015.

/s/ Michael N. Hanna

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Counsel for Plaintiff

JS 44 (Rev. 12/12) (Modified by FLSD - April 29, 2013)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.) **NOTICE: Attorneys MUST Indicate All Re-filed Cases Below.**

I. (a) PLAINTIFFS CAIR FLORIDA, INC.

DEFENDANTS TEOTWAWKI INVESTIMETS, LLC. d/b/a FLORIDA GUN SUPPLY

(b) County of Residence of First Listed Plaintiff Broward
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant Citrus
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys (Firm Name, Address, and Telephone Number)
Morgan & Morgan, P.A., Michael N. Hanna, Esq., Bernard R. Mazaheri
600 N. Pine Island Road, Ste. 400, Plantation, FL 33324

Attorneys (If Known)

(d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE INDIAN RIVER OKEECHOBEE HIGHLANDS

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- 1 U.S. Government Plaintiff 3 Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant 4 Diversity (Indicate Citizenship of Parties in Item III)

- | | | | | | |
|---|----------------------------|----------------------------|---|---------------------------------------|---------------------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input checked="" type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Med. Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of S Statutes
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS			
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence Other: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)
 1 Original Proceeding 2 Removed from State Court 3 Re-filed (See VI below) 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment 8 Remanded from Appellate Court

VI. RELATED/RE-FILED CASE(S) (See instructions):
 a) Re-filed Case YES NO b) Related Cases YES NO
 JUDGE _____ DOCKET NUMBER _____

VII. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing and Write a Brief Statement of Cause (Do not cite jurisdictional statutes unless diversity):
 42 U.S.C. 2000a-3(a)
 LENGTH OF TRIAL via _____ days estimated (for both sides to try entire case)

VIII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 **DEMAND \$** _____ **CHECK YES only if demanded in complaint:**
JURY DEMAND: Yes No

ABOVE INFORMATION IS TRUE & CORRECT TO THE BEST OF MY KNOWLEDGE
 DATE: 7/29/15 SIGNATURE OF ATTORNEY OF RECORD:

FOR OFFICE USE ONLY
 RECEIPT # _____ AMOUNT _____ IFP _____ JUDGE _____ MAG JUDGE _____

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

_____ District of _____

Plaintiff(s)

v.

Defendant(s)

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Civil Action No. _____

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____ .

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: