

IN THE CHANCERY COURT OF LEFLORE COUNTY, MISSISSIPPI

LEFLORE COUNTY BOARD OF  
SUPERVISORS

PETITIONER

VS.

CAUSE NO.: 23-CV-00090-WJP

MARCUS BANKS, IN HIS CAPACITY AS  
COMMISSIONER OF GREENWOOD  
LEFLORE HOSPITAL BOARD OF  
COMMISSIONERS AND CITY OF  
GREENWOOD

RESPONDENTS

**RESPONDENTS' ANSWER TO PETITIONER'S  
EMERGENCY PETITION FOR TEMPORARY  
PRELIMINARY AND PERMANENT INJUNCTION**

Respondents Marcus Banks, in his capacity as Commissioner of Greenwood Leflore Hospital Board of Commissions, and the City of Greenwood, Mississippi, submit this Answer to Petitioner's Emergency Petition (Dkt. 2) as follows:

**FIRST DEFENSE**

Petitioner has unclean hands and is not entitled to injunctive or other relief.

**SECOND DEFENSE**

Petitioner is estopped from obtaining injunctive or other relief.

**ANSWER TO EMERGENCY PETITION**

**PARTIES**

1. Admitted.
2. Admitted.
3. Admitted.

**JURISDICTION**

4. Admitted.
5. Admitted.

**FACTS**

- 6. Denied.
- 7. Admitted.
- 8. Denied.

**TEMPORARY PRELIMINARY AND PERMANENT INJUNCTION**

- 9. Denied.
- 10. Admitted only that *Littleton vs. McAdams* speaks for itself. Otherwise, denied.
- 11. Denied.
- 12. Denied.
- 13. Denied.
- 14. Denied.
- 15. Denied.

All allegations following paragraph 15 of Petitioner's Emergency Petition are denied.

Each allegation in the Emergency Petition (Dkt. 2) that is not specifically admitted in the Answer is denied.

**Relief Requested**

Respondents respectfully request that Petitioner's Emergency Petition (Dkt. 2) be dismissed with prejudice, with costs assessed against Petitioner.

Dated: December 28, 2023.

Respectfully submitted,

BY: /s/ James W. Shelson  
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Attorney for the City of Greenwood

**CERTIFICATE OF SERVICE**

I, James W. Shelson, hereby certify that on this date, I caused a true and correct copy of the foregoing motion to be filed using the Court's MEC electronic filing system, which sent notice of the filing to all counsel of record.

Dated: December 28, 2023.

/s/ James W. Shelson  
James W. Shelson