

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

LUIS RIGAU

Plaintiff,

v.

MARIA T. QUINTANA, in her official capacity as President of the Puerto Rico Industrial Commission; **PUERTO RICO INDUSTRIAL COMMISSION**; **FEDERACIÓN CENTRAL DE TRABAJADORES**, UFCW LOCAL 481

Defendants.

CIVIL NO. 25-1630 (PAD)

Constitutional Violation Action (42 U.S.C. § 1983), Declaratory Judgment, Injunctive Relief, Compensatory, and Nominal Damages

MOTION FOR PRELIMINARY INJUNCTION

TO THE HONORABLE COURT:

Plaintiff Luis Rigau (“Rigau”), through the undersigned counsel, respectfully states and prays as follows:

1. Rigau filed a Complaint pursuant to 42 U.S.C. § 1983 on November 18, 2025, alleging that Defendants’ actions, under color of state law, violate Rigau’s federally protected constitutional rights that the United States Supreme Court affirmed in *Janus v. AFSCME*, 585 U.S. 878 (2018), and requesting *inter alia* that this Court enjoin Defendants from deducting and collecting dues in favor of Federación Central de Trabajadores, UFCW Local 481 (“the Union”) from his wages without Rigau’s affirmative consent and as a condition of employment with the Puerto Rico Industrial Commission (“PRIC”) (Dkt. 1).

2. Pursuant to Fed. R. Civ. P. 65(a), Plaintiffs hereby request an order enjoining Defendants and their agents from deducting and collecting membership dues in favor of the Union as a condition of employment with PRIC in violation of Rigau's First Amendment right not to subsidize a labor organization.

3. As set forth in the Memorandum of Law filed herewith, Rigau submits that he is highly likely to succeed on the merits, that there exists irreparable harm in absence of an injunction, that issuing the requested injunction will burden Defendants less than denying it would burden Rigau, and that issuing the injunction will not adversely affect the public interest. *See Gonzalez-Droz v. Gonzalez-Colon*, 573 F.3d 75, 79 (1st Cir. 2009) (quoting *Boston Duck Tours, LP v. Super Duck Tours, LLC*, 531 F.3d 1, 11 (1st Cir. 2008)).

4. Because the Complaint is being brought to vindicate Rigau's First and Fourteenth Amendment rights, Rigau requests that any bond requirement of Fed. R. Civ. P. 65(c) be waived. *See Westfield High Sch. L.I.F.E. Club v. City of Westfield*, 249 F. Supp. 2d 98, 129 (D. Mass. 2003) (The First Circuit recognizes an exception to the security bond requirement "in suits to enforce important federal rights or public interests.") (internal citations omitted).

5. As per Civil Local Rule 65, a Proposed Order is hereby attached.

WHEREFORE, it is respectfully requested that the Court issue a Preliminary Injunction enjoining Defendants and their agents from deducting and collecting membership dues in favor of the Union as a condition of employment with PRIC in violation of Rigau's First Amendment right not to subsidize a labor organization.

CERTIFICATE REGARDING SERVICE

I hereby certify that on this date I electronically filed the foregoing *Motion for Preliminary Injunction* and supporting papers with the Clerk of Court, using the CM/ECF System. Rigau will serve the Summons, Complaint, this Motion, and all supporting papers on Defendants in accordance with Federal Rule of Civil Procedure 4, and will file proof of service with the Court once service has been completed.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 12th day of December, 2025.

s/ÁNGEL J. VALENCIA

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