

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION**

UNITED STATES OF AMERICA

* **CASE NO. 2:18-cr-22**

*

VERSUS

* **JUDGE WOOD**

*

ELIZABETH MCALISTER, ET AL

* **MAGISTRATE JUDGE CHEESBRO**

*

MOTION FOR EVIDENTIARY HEARING
TO PROVIDE TESTIMONY ON DEFENDANT'S
RELIGIOUS FREEDOM RESTORATION ACT DEFENSES

NOW INTO COURT COMES Ms. Elizabeth McAlister, through undersigned counsel, and respectfully requests an evidentiary hearing to testify about how her actions at the United States Naval Submarine Base Kings Bay in Saint Marys, Georgia were religiously motivated and how the government's criminal prosecution of her for those actions substantially burdens her religious expression under the Religious Freedom Restoration Act (RFRA), 42 U.S.C. § 2000bb et seq., raised in Defendant's Motion to Dismiss (Rec. Doc. 87).

Defendant McAlister files concurrently with this motion a response to the Court's August 15, 2018 Supplemental Briefing Order (Rec. Doc. 220). For the reasons more fully explained in the attached memorandum in support of this motion, Defendant requests an evidentiary hearing to further develop her RFRA claims as the Court ordered.

Respectfully submitted,

/s William P. Quigley
William P. Quigley, *admitted pro hac vice*
Loyola University New Orleans
7214 St. Charles Avenue

New Orleans, LA 70118
Quigley77@gmail.com
504.710.3074

/s/ Jason Clark

JASON CLARK, P.C.
GA Bar No. 127181
2225 Gloucester St.
Brunswick, GA 31520
jason@jasonclarkpc.com

CERTIFICATE OF SERVICE

I hereby certify that on this **26th** day of September 2018, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system, which will send a notice of electronic filing to all counsel registered for electronic service.

/s William P. Quigley
William P. Quigley