

PLYMOUTH, SS.

COMMONWEALTH OF MASSACHUSETTS
SUPERIOR COURT DEPT.
C.A. NO. 2483CV00692

PAUL O'KEEFE, INDIVIDUALLY & AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF JOHN
JOSEPH O'KEEFE, III; MARGARET O'KEEFE,
INDIVIDUALLY AND AS GRANDPARENT / GUARDIAN
OF KAYLEY FURBUSH; and JOHN O'KEEFE, II,
Plaintiffs,

v.

C&C HOSPITALITY, LLC, d/b/a C.F. MCCARTHY'S;
G&S HOSPITALITY, LLC d/b/a C.F. MCCARTHY'S;
WATERFALL BAR & GRILL, LTD d/b/a WATERFALL
BAR & GRILL; and KAREN READ,
Defendants.

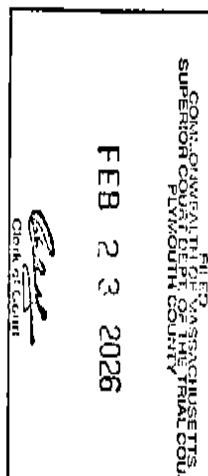
**PLAINTIFFS' EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER
PURSUANT TO RULE 65 TO PREVENT RELEASE OF EVIDENCE¹**

*"I'm dead. I'm f****g dead. Do you have any clue what's on the phone that they took?"*

NOW COME the Plaintiffs and respectfully request this Court issue an Order restraining Defendant Karen Read from taking possession of cellular phone(s) in the custody of the Norfolk District Attorney's Office (NDAO) before Plaintiffs have had an opportunity to digitally image the phones so a full record of the phones is maintained and communications and data reasonably calculated to lead to discovery of admissible evidence are preserved. Plaintiffs request a temporary restraining order to maintain the status quo pending a formal hearing on the matter. As grounds therefore, Plaintiffs respectfully state as follows:

I. RELEVANT BACKGROUND

¹ Because some Exhibits are in video format, all referenced Exhibits can be found here:
<https://lawampm.sharepoint.com/:f/s/External/1gBaxblXxESqRKOVeMREc5v7AO78Gd4Xewv-jlUUYrle5iA3e=N7735z> (copy link and paste in browser)



Plaintiffs' Reply references Ms. Read's counsel considering a 9C Conference proposal about protocol for production of discoverable information from the phone(s). Pending an agreement on such protocol, or further order of the court following a hearing to be held on Friday, March 6, 2026 at 9:00 a.m., if Ms. Read takes possession of the phone(s), she is ordered to refrain from deleting, overwriting, discarding, or altering any and all communications and data contained on the phone(s). (Plaintiffs' counsel is directed to deliver to the Clerk of Courts thumb drive(s) containing the information in the links referenced in the exhibits to the motion for the reasons of i) preserving a clear record, and ii) some of the referenced links were not accessible.) **Mark C. Glédea**