

At an IAS Part ____ of the
Supreme Court of the State of
New York, held in and for the
County of Queens, at the
Courthouse located at 88-11
Sutphin Blvd., Jamaica, New
York on the ____ day of
_____, 2025

Hon. _____, J.S.C

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

MATTHEW E. KELLER,

Plaintiff,

-against-

ST. JOHN'S UNIVERSITY, RSC INSURANCE
BROKERAGE, INC., AETNA STUDENT HEALTH
AGENCY INC., AETNA LIFE INSURANCE CO.,

Defendants.

Index No.: 723071/2025

ORDER TO SHOW
CAUSE WITH
TEMPORARY
RESTRAINING ORDER

Upon the Affirmation of Matthew E. Keller dated August 14th, 2025, and
attached exhibits, the summons and complaint, the memorandum of law, and upon
all prior pleadings and proceedings previously had, it is hereby

ORDERED that the defendants, St. John's University, RSC Insurance Brokerage,
Inc., Aetna Student Health Agency Inc., and Aetna Life Insurance Co., show cause
before this Court at the Queens Supreme Courthouse 88-11 Sutphin Boulevard

Jamaica, NY 11435 in room _____ on _____ at
_____ or as soon thereafter as counsel may be heard, why an order
should not be made, granting a preliminary injunction enjoining defendant from

- a. offering health insurance to non-resident students at a different premium
than resident students,
- b. withdrawing the option for non-resident students to participate in St. John's
student health insurance program,
- c. varying the level of coverage offered to non-resident students from that of
resident students,

on the grounds that (1) Plaintiff has shown a likelihood of success on the merits as
set forth in Plaintiff's Memorandum Of Law In Support Of Order To Show Cause
With Temporary Restraining Order And Preliminary Injunction, (2) Plaintiff will
suffer immediate and irreparable as a result of the defendants' unfair unlawful
discrimination which will directly and proximately lead to the elimination of
Plaintiff's access to student health insurance, and (3) the balance of equities leans
in Plaintiff's favor, and for such other and further relief as the court may deem
proper, and it is further

ORDERED that service of a copy of this Order together with a copy of the papers
upon which it is granted by personal service upon the defendant and upon
_____, counsel for the defendant, on or before _____,
shall be deemed good and sufficient service, and it is further

ORDERED that pending the hearing and determination of this application, the defendant is enjoined and restrained from

- a. offering health insurance to non-resident students at a different premium than resident students,
- b. withdrawing the option for non-resident students to participate in St. John's student health insurance program,
- c. varying the level of coverage offered to non-resident students from that of resident students.

Entered:

Queens County

J.S.C.

Queens County