



IN THE DISTRICT COURT OF TULSA COUNTY
STATE OF OKLAHOMA

Tulsa Fraternal Order of Police
Lodge 93

Petitioner,

v.

City of Tulsa

Respondent.

DISTRICT COURT
FILED

APR 28 2025

DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY

Case No. CV-

CV-2025-00939

Caroline Wai

EMERGENCY APPLICATION FOR TEMPORARY RESTRAINING ORDER

Plaintiff, Tulsa Fraternal Order of Police Lodge 93 (The Lodge), alleges and states as follows in support of this Emergency Application for a Temporary Restraining Order against The City of Tulsa to prevent the release of certain records which would cause certain and irreparable harm to Lodge members:

1. Petitioner is the Collective Bargaining Agent for the Tulsa Police Officers as acknowledged under 11 O.S. § 51-101 *et seq.*
2. Petitioners have standing to enforce the terms and conditions of the Collective Bargaining Agreement with the City of Tulsa for its members.
3. The City of Tulsa recognizes the Lodge as the exclusive bargaining agent for all Employees of the Tulsa Police Department as defined by 11 O.S. § 51-102(10) and 11 O.S. 50-101(6).
4. The City of Tulsa and Lodge have had certain contractual agreements in place that required certain personnel records to be "purged and expunged" after relevant time periods.

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Clerk

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5. The language regarding the purging and expunging of records existed in substantially similar form in the Bargaining Agreement from Fiscal Year 2024 running back at least 20 years to the Bargaining Agreement for Fiscal Year End 2004.
6. On information and belief, the City of Tulsa has failed to “purge and expunge” the relevant records as required by contract.
7. The failure to “purge and expunge” the relevant records constitutes a breach of the terms and conditions of employment lawfully bargained for under Oklahoma Law.
8. On or about Wednesday, April 23, 2025, the Lodge became aware of the pending release of certain unidentified personnel records related to its members.
9. On information and belief, the above-described personnel records should have been purged and expunged and should not exist as a matter of law.
10. The records are anticipated to be released on Monday, April 28, 2025, at 3:00 P.M.
11. The release of the records will further the breach of contract and cause additional immediate and irreparable injury to the affected members without an opportunity to be heard in opposition.
12. Counsel for The Lodge has been in contact with Counsel for The City of Tulsa and provided notice regarding these proceedings.
13. The anticipated release is in violation of the rights afforded to the Lodge and would render any future judgment on the merits ineffectual.
14. Pursuant to 12 O.S. § 1382, the Court has the authority to grant an injunction to

restrain the actions of the City in releasing the Records.

15. The Lodge intends to pursue any remedies authorized by law under the rights afforded to its members under the Oklahoma Fire and Police Arbitration Act 11 O.S. § 51-101 *et seq* regarding this Petition.

WHEREFORE, premises considered, Plaintiffs seek a Temporary Restraining Order against the Defendant restricting the release of personnel records of City of Tulsa Lodge Bargaining Members until the matter can be resolved through formal adjudication or by agreement of the parties.

Respectfully submitted,



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