

In subsection (a) of this section, the word "plaintiff" is substituted for the former word "complainant", to conform to Md. Rule 1-301.

In subsection (b) of this section, the affirmative power to grant injunctive relief "before another tribunal acts to settle the labor dispute" is substituted for the former proviso "nothing herein contained shall be deemed to require the court to await the action of any such tribunal", to clarify the effect of this exception.

Defined terms: "Injunctive relief" § 4-301

"Labor dispute" § 4-301

4-314. TEMPORARY AND PERMANENT INJUNCTIONS.

IN ADDITION TO ANY OTHER LIMITATION UNDER THIS PART III OF THIS SUBTITLE, A COURT MAY NOT ISSUE A TEMPORARY OR PERMANENT INJUNCTION IN A CASE THAT INVOLVES OR GROWS OUT OF A LABOR DISPUTE UNLESS:

(1) EACH KNOWN PERSON AGAINST WHOM RELIEF IS SOUGHT AND EACH PUBLIC OFFICER WHO HAS A DUTY TO PROTECT THE PROPERTY OF THE PLAINTIFF IS GIVEN, IN THE MANNER THAT THE COURT DIRECTS, PERSONAL NOTICE THAT THE COURT WILL HOLD A HEARING ON ISSUANCE OF A TEMPORARY OR PERMANENT INJUNCTION;

(2) AT THE HEARING, THE COURT TAKES, IN OPEN COURT, TESTIMONY OFFERED AGAINST THE TEMPORARY OR PERMANENT INJUNCTION AND AFFORDS THE OPPORTUNITY FOR CROSS-EXAMINATION; AND

(3) AS A RESULT OF THE HEARING, THE COURT FINDS THAT:

(I) AN UNLAWFUL ACT:

1. HAS BEEN THREATENED AND, UNLESS RESTRAINED, WILL BE COMMITTED; OR

2. HAS BEEN COMMITTED AND, UNLESS RESTRAINED, WILL BE CONTINUED;

(II) UNLESS IT GRANTS THE RELIEF REQUESTED, THE PROPERTY OF THE PLAINTIFF WILL BE INJURED SUBSTANTIALLY AND IRREPARABLY;

(III) GREATER INJURY WILL BE INFLICTED ON THE PLAINTIFF FOR EACH ITEM OF RELIEF THAT THE COURT DENIES THAN WILL BE INFLICTED ON THE DEFENDANT IF THE COURT GRANTS THE ITEM:

(IV) IT IS NOT GRANTING ANY ITEM OF RELIEF FOR WHICH A COURT LACKS JURISDICTION UNDER § 4-307 OF THIS SUBTITLE;