

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

Case No. 07-21088-Civ-Altonaga-Turnoff

MIAMI FOR PEACE, INC., et al.,

Plaintiffs,

v.

MIAMI-DADE COUNTY, et al.,

Defendants.

ORDER

This matter comes before this Court on an Emergency Motion for a Preliminary Injunction (the "Motion"), which was filed by Miami for Peace, Inc., South Florida Peace and Justice Network, and Haiti Solidarity, Inc. (collectively, "Plaintiffs") on April 24, 2007 [D.E. 3]. Upon due consideration, and the Court having been duly advised in the premises, and having heard argument of counsel on April 25, 2007 and April 26, 2007, it is ORDERED AND ADJUDGED that:

Given the agreement between Defendant, Miami-Dade County, and Plaintiffs, the terms of which are outlined below, regarding Plaintiffs' march and rally at Miami-Dade College, Kendall Campus (the "College"), 11011 S.W. 104th Street in Miami, Florida, on Saturday, April 28, 2007, the Motion [D.E. 3] is hereby **DENIED AS MOOT**.

The parties acknowledge that their agreement allows for appropriate First Amendment expression for the demonstrators, while at the same time minimizing the significant and potential security risks and traffic interruptions relating to the commencement event at the College.

Plaintiffs plan a march and a rally at the College on April 28, 2007. The march is scheduled

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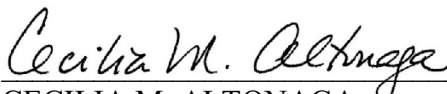
to commence at 3:15 p.m., with the rally scheduled to begin at 4:00 p.m. and last until 7:00 p.m. Plaintiffs' initial rally point will occur at the sidewalk located at the intersection of S.W. 100th Street and S.W. 107th Avenue. At 3:15 p.m., Plaintiffs will begin the march on the west sidewalk on S.W. 107th Avenue, proceed south to S.W. 104th Street, and continue their march on the north sidewalk of S.W. 104th Street, heading westbound no further than the entrance to the College at the intersection of S.W. 104th Street and S.W. 109th Court, at which time the group shall be allowed to fan out onto an area consisting of grass and sidewalks bounded by S.W. 109th Court to the west, S.W. 104th Street to the south, the lake and Student Parking Facility 61 to the north, and E. Perimeter Road to the east, for sign-waving and sloganeering from 4:00 to 7:00 p.m.

Plaintiffs understand and agree that the County will not close any traffic lanes on S.W. 107th Avenue or S.W. 104th Street, and that their march and rally are relegated to the designated sidewalks and grassy areas.

Without waiving any rights or defenses in connection with any present or future legal challenges to the constitutionality or validity of Sections 30-274 and 21-31.1 of the Code of Miami-Dade County, Miami-Dade County agrees to not enforce the aforementioned ordinances against Plaintiffs during the protests or demonstrations at the College on April 28, 2007.

The Court shall retain jurisdiction to enforce the provisions of this Order.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida on this 26th day of April, 2007.



CECILIA M. ALTONAGA
UNITED STATES DISTRICT JUDGE

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Copies Furnished to:

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