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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION

FREDERICK PEARSON,

Plaintiff,

vs.

Case No.: 6:10-cv-06162-HO

CITY OF STAYTON; DONNA ZIMMERMAN, individually and in her official capacity as Code Enforcement Officer for the City of Stayton; **JOHN DOE**, individually and in his official capacity as Police Officer for the City of Stayton; **JANE DOE**, individually and in her official capacity as Police Officer for the City of Stayton;

CONSENT DECREE

Defendants.

Final Resolution of this matter and controversy has been settled by and between the parties, and accepted by the Court, as reflected herein.

IT IS on this 25th day of August, 2010, ORDERED AND ADJUDGED AS FOLLOWS:

1. This Court hereby declares that Stayton Municipal Code §8.04.010, §8.04.160, and §8.04.180 were unconstitutionally applied to Frederick Pearson so as to restrict his expressive activities on June 26, 2009.

2. This Court hereby enjoins Defendants and their agents from applying Stayton Municipal Code §8.04.010, §8.04.160, and §8.04.180 so as to require persons to obtain a permit to hold signs which convey non-commercial speech on public ways in the City of Stayton.

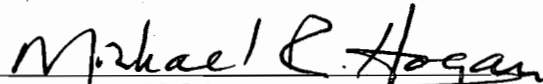
3. This Court hereby enjoins Defendants and their agents from applying Stayton Municipal Code §8.04.010, §8.04.160, and §8.04.180 to prevent persons from displaying signs with images of aborted babies on public ways in the City of Stayton.

4. Defendants shall pay the Plaintiff the amount of \$1.00 as nominal damages. Defendants shall also pay to Plaintiff's attorneys \$16,375.00 for fees and litigation costs. These payments shall be made within 90 days of the date this Order is signed.

5. The Court retains jurisdiction of this case solely to enforce the terms of this consent judgment.

SO ORDERED this 25th day of August, 2010.

BY THE COURT:


MICHAEL HOGAN
United States District Judge

WE HEREBY CONSENT TO THE FORM
AND ENTRY OF THE ABOVE ORDER:

<p>KELLY E. FORD OSB# 87223 Kelly E. Ford, P.C. 4800 S.W. Griffith Dr., Suite 320 Beaverton, OR 97005</p>	<p>s/JENS SCHMIDT OSB# 84317 HARRANG LONG GARY RUDNICK P.C. 360 E. 10th Avenue, Suite 300 Eugene, OR 97401-3273</p>
<p>s/NATHAN W. KELLUM TN BAR #13482; MS BAR # 8813 JONATHAN SCRUGGS TN Bar # 025679 Alliance Defense Fund 699 Oakleaf Office Lane, Suite 107 Memphis, TN 38117</p>	<p>Attorney for Defendants</p>
<p>Attorneys for Plaintiff</p>	