

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

PEOPLE AGAINST POLICE VIOLENCE;)	
THOMAS MERTON CENTER; and NATIONAL)	
ASSOCIATION FOR THE ADVANCEMENT OF)	CA NO. 03-001649
COLORED PEOPLE, PITTSBURGH BRANCH,)	
)	
Plaintiffs,)	
)	Judge Conti
v.)	
)	
CITY OF PITTSBURGH,)	
)	
Defendant.)	

ORDER

AND NOW, this 12th day of January, 2006, the City of Pittsburgh Council having passed Ordinance 16 of 2004 (City Code Chapter 471), as well as having finalized all attendant regulations and costs providing for permitting of special events, it is hereby ORDERED, ADJUDGED and DECREED that the Preliminary Injunction issued by this Court on February 27, 2004 is lifted except for the regulation noted herein.

The City of Pittsburgh shall enforce all provisions of City Code Chapter 471 with one exception. The parties agree that Section VIII(a)(iii) of the regulations, requiring the purchase of insurance coverage for any special event “expected to attract more than Five Thousand (5000) participants...” shall not apply for any event attracting more than 5000 participants should the special event being permitted be one principally involving First Amendment issues and focused on the exercise of First Amendment rights. The parties

further agree that this exception is not and shall not be interpreted to preclude an insurance requirement for “Traditional Parades” as defined in the regulations.

During the next forty-five (45) days, the City of Pittsburgh agrees to meet with Plaintiffs and engage in a good faith discussion regarding this clause. However, if the Parties fail to reach agreement regarding this clause within forty-five (45) days the Court shall issue a briefing schedule and schedule needed hearings so as to issue a ruling settling this matter. Issuance of this Order shall not serve as grounds for or evidence of the City of Pittsburgh’s waiver of any jurisdictional arguments available regarding enforcement of City Code Chapter 471 and accompanying regulations.

By the Court:

_____ J.