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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

FILED  
U.S. DISTRICT COURT  
EAST. DIST. MICH.  
JAN 12 3 59 PM '72  
CLERK

DANIEL J. FELD,  
CHARLENE PARKER STERN, and  
BRUCE S. KAHN,

Plaintiffs,

vs.

File No. 37342

CITY OF ANN ARBOR and  
HAROLD SAUNDERS,

Defendants. . . . .

ORDER GRANTING MOTION FOR SUMMARY JUDGMENT

At a session of said court held in the  
Federal Building in Detroit, Michigan,  
on the 21<sup>st</sup> day of January, 1972.

PRESENT: HONORABLE Lawrence Gubow  
U.S. District Court Judge

This matter came on to be heard on the plaintiff's  
Motion for Summary Judgment. The proceedings had thereon, the  
factual findings of the court and its conclusions of law are as  
set forth in its opinion issued from the bench on December 30,  
1971. Pursuant thereto,

IT IS ORDERED that the plaintiff's Motion for Summary

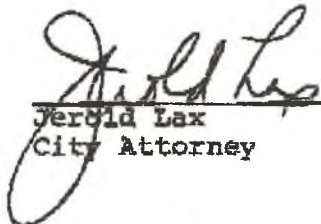
Judgment be, and it hereby is, granted and


IT IS FURTHER ORDERED and declared that the portion of Section 12.2 of the Ann Arbor City Charter which requires all candidates for the office of councilman to have been residents of the ward from which they are elected for at least one year immediately preceding their election violates the equal protection clause of the 14th Amendment to the U.S. Constitution and is, therefore, unconstitutional and void.

IT IS FURTHER ORDERED and declared that the plaintiff  
Feld is therefore qualified to be a candidate for councilman  
of the City of Ann Arbor assuming that he meets all conditions  
of such candidacy except the requirement of one year's residence  
in the ward from which he seeks the office of councilman.

  
\_\_\_\_\_  
U.S. District Court Judge

Approved as to form:

  
\_\_\_\_\_  
Jerald Lax  
City Attorney

  
\_\_\_\_\_  
Arthur E. Carpenter  
Attorney for the Plaintiffs

Dated: JAN 12 1972