

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

PAUL DOBROWOLSKI,

Plaintiff,

v.

CITY OF ANN ARBOR, and
JOHN SETO, in his official capacity as
Chief of Police, City of Ann Arbor,

Defendants.

No. 13-cv-11809-GAD-RSW

STIPULATION FOR ENTRY OF FINAL ORDER
AND
FINAL ORDER

Plaintiff Paul Dobrowolski (“Plaintiff”), by and through his undersigned counsel; and Defendants City of Ann Arbor and John Seto (“Defendants”), by and through their undersigned counsel, (collectively referred to as the “parties”), hereby stipulate to the entry of the attached order, for the following reasons:

1. On April 23, 2013, Plaintiff filed his Complaint (Doc. No. 1) against Defendants, challenging the constitutionality of Ann Arbor City Code § 10:60(3), facially and as applied to his vehicle signs.

2. The parties agree that Plaintiff’s display of his vehicle signs as set forth in the Complaint is activity governed by the First and Fourteenth Amendments to the U.S. Constitution.

3. The parties stipulate that Defendants will be permanently enjoined

from applying and enforcing Ann Arbor City Code § 10:60(3) to prohibit the display of Plaintiff's vehicle signs as set forth in the Complaint.

4. Defendants agree to make payment to Plaintiff in the amount of \$50.

5. Defendants also agree to make payment to Plaintiff's counsel in the amount of \$7,000 for reasonable attorneys' fees and costs incurred in this matter.

6. This stipulation resolves all claims brought by Plaintiff in this case or any other claims related to those brought.

WHEREFORE, pursuant to this stipulation, the parties respectfully request that the court enter the attached, Final Order.

AMERICAN FREEDOM LAW CENTER OFFICE OF THE CITY ATTORNEY

By: /s/ Robert J. Muise
Robert J. Muise, Esq.
David Yerushalmi, Esq.
Counsel for Plaintiff

By: /s/ Stephen K. Postema
Stephen K. Postema, Esq.
Robert W. West, Esq.
Counsel for Defendants

* * * * *

ORDER

Upon stipulation of the parties, the following Final Order is hereby entered:

Defendants, their employees, agents, and successors in office, are hereby permanently enjoined from enforcing Ann Arbor City Code § 10:60(3) as applied to Plaintiff's vehicle signs as set forth in the Complaint (Doc. No. 1).

Defendants shall make payment to Plaintiff in the amount of \$50.

Defendants shall make payment to Plaintiff's counsel in the amount of \$7,000 for reasonable attorneys' fees and costs incurred in this matter.

This Order is a final order and resolves all claims in this case. Upon entry of this Order, the Clerk of Court is directed to close the case.

SO ORDERED.

s/Gershwin A. Drain
GERSHWIN A. DRAIN
UNITED STATES DISTRICT JUDGE

Dated: August 21, 2013

I hereby certify that a copy of the foregoing document was mailed to the attorneys of record on this date August 21, 2013 by electronic and/or ordinary mail.

s/Carolyn Ciesla on behalf of Tanya Bankston
Case Manager