

**IN THE SUPREME COURT OF PENNSYLVANIA  
EASTERN DISTRICT**

PHILADELPHIA FIRE FIGHTERS'	:	No. 1 EAP 2009
UNION, LOCAL 22, INTERNATIONAL	:	
ASSOCIATION OF FIREFIGHTERS, AFL-	:	
CIO, BY ITS GUARDIANS AND LITEM,	:	Application for Injunctive Relief Pending
BRIAN MCBRIDE, PRESIDENT, WILLIAM:	:	Appeal
GAULT, VICE PRESIDENT, AND RAY	:	
CLOTHIER, III, VICE PRESIDENT, ET	:	
AL.,	:	
	:	
	:	
Appellants	:	
	:	
v.	:	
	:	
	:	
THE CITY OF PHILADELPHIA,	:	
HONORABLE MICHAEL A. NUTTER,	:	
CAMILLE CATES BENNETT AND LLOYD:	:	
AYERS,	:	
	:	
	:	
Appellees	:	

**ORDER**

**PER CURIAM**

**AND NOW**, this 9th day of January, 2009, the Application for Injunctive Relief Pending Appeal is hereby DENIED.

Mr. Justice Baer files a joining concurring statement.

Mr. Justice McCaffery files a dissenting statement.