

The Hon. James L. Robart

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

BENJAMIN S. SCHROETER; and TONIA
WINCHESTER,

Plaintiffs,

v.

KING COUNTY; SGT. LUIS CABALLERO;
SGT. HAGER; SGT. COBLANTZ; FIRST &
GOAL, INC., a Washington corporation; and
THE WASHINGTON STATE PUBLIC
STADIUM AUTHORITY, a municipal
corporation,

Defendants.

Case No. C11-2008-JLR

~~PROPOSED~~ STIPULATED
TEMPORARY INJUNCTION

This matter came before the Court on the parties' Stipulation for Entry of Temporary Injunction and their collective request for entry of the following order in lieu of proceeding with plaintiffs' currently pending Motion for Temporary Restraining Order. The Court having considered the Stipulation and good cause having been shown,

IT IS HEREBY ORDERED THAT:

- 1) The Petitions that were seized by King County Sheriff's Deputies have been returned to Plaintiff Schroeter on December 7, 2011.
- 2) From present to January 1, 2012, First & Goal, Inc. shall modify its policies entitled "Free Speech Rules for Century Link Field and Event Center" to permit (and shall permit) signature gathering and expressive conduct in the North Lot, to the extent owned or controlled by the Washington State Public Stadium Authority or First & Goal, Inc., including the

[PROPOSED] STIPULATED TEMPORARY INJUNCTION - 1
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1 areas designated for tailgating, and the areas near the North Gate and Northeast Ticket Booths of
2 CenturyLink Field. The area does not include locations through which a ticket and a security
3 checkpoint is required to enter, such as inside the gates to the stadium. Further, such signature
4 gathering and expressive conduct must not interfere with normal security screening procedures
5 and queues for security or ticket purchasing. The area described is bounded to the west by
6 Occidental Avenue South, to the east by the Railroad Right of Way, on the North by King Street,
7 and on the South by the CenturyLink Field structure. For purposes of this injunction,
8 “expressive conduct” means the display of signs or posters with political content, so long as
9 those displays do not obstruct or inhibit automobile or pedestrian ingress or egress to the North
10 Lot or create traffic or safety hazards. For purposes of this stipulation, “signature gathering”
11 includes speech related to and associated with the signature gathering activity.

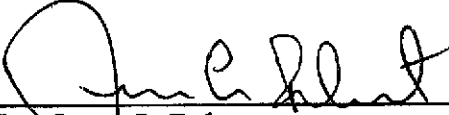
12 3) Defendant First & Goal shall instruct the agents (including parking lot attendants,
13 alcohol enforcement personnel, event staff, and members of any law enforcement agency in its
14 employ or under its control) not to restrict signature gathering and expressive conduct in the area
15 described above, from present to January 1, 2012. Defendant King County shall not to enforce
16 any instructions from parking lot attendants, alcohol enforcement personnel, or event staff
17 restricting signature gathering or expressive conduct in the area described above, from present to
18 January 1, 2012.

19 4) The scope of this injunction is limited to the time and place restrictions herein.
20 Defendants do not, by agreeing to entry of this injunction, admit any of the allegations in
21 Plaintiffs’ Complaint or the contentions in plaintiffs’ Motion for Temporary Restraining Order
22 and do not waive any rights to assert defenses that may be in conflict with the Stipulation or this
23 injunction in the defense of the underlying Complaint in this matter.

24 5) Plaintiffs’ Motion For Temporary Restraining Order is deemed withdrawn,
25 without prejudice to renewal after January 1, 2012. Defendants need not submit any opposition
26 briefing in response to that motion. The hearing set for 2:00 pm on Monday, December 12, 2011
27 is cancelled.

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2 The Clerk is directed to provide a copy of this injunction to all counsel of record.


3 DATED this 8th of December, 2011.

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6 Hon. James L. Robart
7 United States District Court Judge

8 Presented by:

9 MacDONALD HOAGUE & BAYLESS

10
11 By: 
12 David J. Whedbee, WSBA # 35977
13 Joseph R. Shaeffer, WSBA # 33273
14 Timothy K. Ford, WSBA # 5986
15 Attorneys for Plaintiff