

## PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER AND/OR PRELIMINARY INJUNCTION

Plaintiffs hereby move, pursuant to Fed. R. Civ. P. 65, for entry of a Temporary Restraining Order and/or Preliminary Injunction to enjoin, preliminarily and permanently thereafter, the Defendant City of Dallas and its officials, employees, agents, assigns and others who may be acting in concert with them, from unreasonably interfering with Plaintiffs' rights to free expression in the public forums within the City of Dallas, and more specifically order Defendants to:

Withdraw any requirement that Plaintiffs' purchase insurance to cover their exercise of their First Amendment rights;

- 1. Plaintiffs incorporate herein by reference the facts alleged in their Original Complaint.
- 2. Plaintiffs also incorporate herein by reference the legal arguments contained in the Brief in Support of Plaintiffs' Motion for Temporary Restraining Order and/or Preliminary Injunction.

Plaintiffs have satisfied the four-part test for granting a temporary restraining order / preliminary injunction.

- 3. Plaintiffs' counsel have been in regular contact with attorneys for the City of Dallas attempting during that time to resolve the disputes now brought before this Court. Plaintiffs' counsel has advised the foregoing attorneys that this motion is being presented today.
- 4. Plaintiffs hereby respectfully request an immediate status conference to discuss a schedule for limited, expedited discovery and a hearing on this motion at the court's earliest opportunity.

WHEREFORE, Plaintiffs respectfully request that this Court issue a TRO/preliminary injunction enjoining the Defendant City of Dallas, and its officials, employees, agents, assigns and others who may be acting in concert with them, from unreasonably interfering with Plaintiffs' rights to free expression in public forums within the City of Dallas, and more specifically order Defendants to:

Withdraw any requirement that Plaintiffs' purchase insurance to cover their exercise of their First Amendment rights;

Respectfully submitted,

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## ATTORNEYS FOR PLAINTIFFS

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing document and the accompanying appendix were served on the

City Attorney for the City of Dallas via hand delivery on this Westness ay, October 12, 2011.

By: /\_\_\_\_

Jonathan F. Winocour