

FILED MAY - 4 1998

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

MAY - 5 1998

UNITED STATES OF AMERICA,  
Plaintiff,

ENTERED

v.

CLERK OF COURT

JOSEPH ROACH, ROBERT LEWIS, LINDA  
BECKMAN, KEVIN M. BLAKE, AMY  
BOISSONNEAULT, ROBERT CASSIDY,  
ROBERT CAVANAUGH, THERESA CLARK,  
MICHAEL J. COLLINS, SHERYL  
FITZPATRICK, EDWARD J. GERLACH,  
DENNIS GREEN, CHARLES R. HADDON, JR.,  
SUSAN LANGAN, DAVID J. LYTLE, NANCY T.  
MAJOR, JOHN McCARTHY, JOHN E. McCORMICK,  
JAMES OWEN PATRICK McWILLIAMS, STEPHEN  
MILLER, JOSEPH F. O'HARA, KATHARINE  
O'KEEFE, FRANCO S. PAGANANELLI, CHARLES  
RABICH, WILLIAM CHARLES RAISER, GENE  
ROOK, EILLEN SITER, ELIZABETH SNOW,  
JOHN ROBERT SOLLESNES, PRISCILLA A.  
TAYLOR, JAMES M. TROTT, KAY TRUDELL,  
HOWARD WALTON, CATHERINE WOMACK, MARY  
ANN YORINA,

CIVIL ACTION NO.  
96-CV-5341

Defendants.

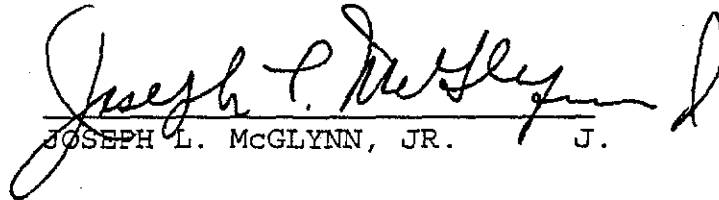
O R D E R

AND NOW, this 4<sup>th</sup> day of MAY, 1998, upon consideration of  
the plaintiff's motion for summary judgment, and the defendants'  
response thereto, the court hereby reaffirms and incorporates  
herein by reference its findings of fact and conclusions of law  
set forth in the Memorandum of Decision dated 29, 1996.

Accordingly, it is

ORDERED that the motion for summary judgment is GRANTED and JUDGMENT is hereby rendered in favor of the plaintiff granting a permanent injunction against the defendants as specifically set forth in the order attached hereto.

BY THE COURT:

  
JOSEPH L. McGLYNN, JR. J.

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

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UNITED STATES OF AMERICA,  
Plaintiff,

v.

JOSEPH ROACH, ROBERT LEWIS, LINDA  
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ANN YORINA,

Defendants.

CIVIL ACTION NO.  
96-CV-5341

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O R D E R

AND NOW, this 4<sup>th</sup> Day of MAY, 1998, it is hereby ORDERED

that:

1. The above-named defendants ("Defendants") and their agents, servants, employees, attorneys, and all individuals acting in concert with them who receive actual notice of this Order are prohibited from:

a. Entering or remaining on the private property of the Reproductive Health and Counseling Center ("RHCC") which includes the clinic building and the surrounding grounds up to, but not including, the public sidewalks along Upland Street and President's Drive, except for the purpose of seeking or obtaining health services from RHCC or Crozer-Chester Medical Center;

b. Standing, sitting, or lying in front of or otherwise blocking or obstructing the doors, fire escapes and entryways to RHCC so as to render impassable ingress to or egress from RHCC;

c. Touching, or otherwise engaging in physical contact with any person or persons or car on the private property of RHCC, as described herein; and

d. Violating the Freedom of Access to Clinic Entrances Act, 18 U.S.C. § 248 (1994) ("FACE"), anywhere.

2. This injunction does not prohibit or preclude expressive activities that are constitutionally protected, including but not limited to the following conduct:

a. Peacefully carrying picket signs on the public property in front of RHCC;

b. Making speeches on public property;

- c. Speaking to individuals approaching the clinic;
- d. Handing out literature on public property; and
- e. Praying on public property.

3. Disobedience of this Injunction or resistance to this Court's order may subject any Defendant or person within the scope of this Injunction to criminal or civil prosecution for contempt of Court and the imposition of such sanctions as the Court deems proper. These sanctions may include incarceration or detention, the posting of a bond, monetary penalties, payment of damages to RHCC or aggrieved persons, payment of reasonable attorney's fees and costs to plaintiff, and other sanctions deemed appropriate by the Court.

4. The United States Marshall Service is empowered to enforce this Injunction. The Marshal's Office shall:

a. In circumstances that show good cause to believe that this Order is being violated, communicate any and all terms of the Order to persons at or on the property of RHCC by verbal means;

b. Immediately report to the Court and plaintiff's counsel events and circumstances that show good cause to believe there have been violations of the terms of this Order;

c. Keep such logs and records as necessary to record the events and circumstances that show good cause to believe there have been violations of the terms of this Order;

d. If ordered by the Court, and authorized by law, detain for purposes of identification and investigation, and for purposes of transporting them to be brought before the Court, those persons determined by the Court based upon good cause shown, to have violated any term of this Order; and

e. In its discretion, delegate the enforcement powers in this Order and yield responsibility for maintenance of the peace and the keeping of law and order to local and/or state law enforcement authorities.

BY THE COURT:

  
JOSEPH L. McGLYNN, JR. J.

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

UNITED STATES OF AMERICA,  
Plaintiff,

v.

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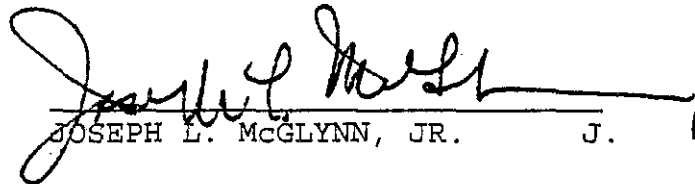
CIVIL ACTION NO.  
96-CV-5341

AMENDED O R D E R

AND NOW, this 5<sup>th</sup> day of MAY, 1998, upon consideration of  
the plaintiff's motion for summary judgment, and the defendants'  
response thereto, the court hereby reaffirms and incorporates  
herein by reference its findings of fact and conclusions of law  
set forth in the Memorandum of Decision dated November 29, 1996.  
Accordingly, it is

ORDERED that the motion for summary judgment is GRANTED and JUDGMENT is hereby rendered in favor of the plaintiff granting a permanent injunction against the defendants as specifically set forth in the order attached hereto.

BY THE COURT:

  
JOSEPH L. MCGLYNN, JR. J.