

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION

Steve Lefemine, Beverly Murch, Linda )  
Beckman, Randall Beckman, Dave Lytle, )  
Jeanette Lytle, Jim Shirmer, and Dennis )  
Green, )

Civil Action No: 4:04-21807-25

Plaintiffs, )

**FINAL JUDGMENT BY CONSENT**

vs. )

City of Florence, and Anson Shells, )  
individually and in his official capacity as )  
Chief of Police for City of Florence, )

Defendants. )

Final resolution of this matter and controversy has been settled by and between the parties, and accepted by this Court, as reflected herein.

IT IS on this 3rd day of March, 2006, ORDERED AND ADJUDGED as follows:

1. This Court hereby declares that the permit requirement set out in City of Florence Code, Article III, Parades § 19-40, et. seq., as it read on August 14, 2002, is unconstitutional under the First Amendment to the United States Constitution.

2. Defendants named herein are permanently enjoined from enforcing and/or applying the permit requirement set out in City of Florence Code, Article III, Parades § 19-40, et. seq., as it read on August 14, 2002, to the expressive activities of Plaintiffs Steve Lefemine, Beverly Murch, Linda Beckman, Randall Beckman, Dave Lytle, Jeanette Lytle, Jim Shirmer, and Dennis Green on public streets, sidewalks or ways in Florence, South Carolina. This Consent Judgment and injunction do not affect the right of the City to enact any future Ordinances dealing with the same or similar subject matter. Further, the Ordinance as amended

after August 14, 2002, is not affected by this Order. This Order makes no finding as to the constitutionality or unconstitutionality of the Ordinance, as amended, subsequent to August 14, 2002.

3. Defendants shall pay Plaintiffs Steve Lefemine, Linda Beckman, David Lytle and Dennis Green (4 arrested) the amount of \$3,000.00 each in compensatory damages.
4. Defendants shall pay Plaintiffs Beverly Murch, Randall Beckman, Jeanette Lytle and Jim Schirmer (4 not arrested) the amount of \$1,000.00 each in compensatory damages.
5. Defendants shall pay attorneys fees and expenses in the sum of \$35,000.00.
6. This Court shall retain jurisdiction of this action solely for the purpose of enforcing this Order, should such need arise.

s/ Terry L. Wooten

THE HONORABLE TERRY L. WOOTEN  
UNITED STATES DISTRICT JUDGE

WE HEREBY CONSENT TO THE FORM  
AND ENTRY OF THE ABOVE ORDER:

s/NATHAN W. KELLUM  
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