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FILED
CLERK, U S DISTRICT COURT
DEC 15 2004
CENTRAL DISTRICT OF CALIFORNIA
BY *[Signature]* DEPUTY
SCANNED

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

COMITE DE JORNALEROS DE REDONDO BEACH, an unincorporated association; NATIONAL DAY LABORER ORGANIZING NETWORK, an unincorporated organization,
Plaintiffs,
vs.
CITY OF REDONDO BEACH,
Defendant.

No. CV04-9396 CBM (PJWx)
PRELIMINARY INJUNCTION

DOCKETED ON CM
DEC 15 2004
BY *[Signature]* 009

The matter before the Court is the Order to Show Cause Re Preliminary Injunction, which was issued on December 6, 2004. On December 13, 2004, Counsel for the parties appeared before the Court, the Honorable Consuelo B. Marshall, Chief Judge, presiding. Upon consideration of the papers submitted and the arguments made, the Court GRANTS the Preliminary Injunction in accordance with its Findings of Fact and Conclusions of Law filed concurrently with this Order.

IT IS HEREBY ORDERED that:

- (a) Defendant City of Redondo Beach, as well as its agents, servants, employees, and attorneys, and those in active concert or participation with them, are

26

SCANNED

1 restrained and enjoined during the pendency of this action from:

2 (1) issuing citations, making arrests for alleged violations or
3 otherwise attempting to enforce the provisions of Section 3-
4 7.1601 of Redondo Beach Municipal Code; and

5 (2) enforcing or seeking to punish violations of probation imposed
6 based on a conviction under Section 3-7.1601;


7 (b) the Redondo Beach City Prosecutor will not oppose any continuance sought
8 by any defense counsel representing anyone accused of violating Section 3-
9 7.1601 or any person representing themselves against an alleged violation of
10 Section 3-7.1601. The City Prosecutor will also, to the best of his ability,
11 provide notification of the preliminary injunction to the alternative Public
12 Defender's Office, the Los Angeles County Public Defender's Office, and
13 the presiding judge and other judges hearing matters related to alleged
14 violations of or conviction under Section 3-7.1601. The City Prosecutor will
15 also, in all cases in which he is involved, seek a continuance in all matters
16 involving an alleged violation of or conviction under Section 3-7.1601. The
17 City Prosecutor will retain the right to respond to any discovery issues, and
18 to respond to any motions that may be filed regarding any pending criminal
19 matters regarding alleged violations of Redondo Beach Ordinance Section 3-
20 7.1601;

21 (c) Plaintiffs shall not be required to post any bond; and

22 (d) this Preliminary Injunction will take effect immediately upon service of the
23 Preliminary Injunction on the City of Redondo Beach.

24 IT IS SO ORDERED.

25 DATE: December 15, 2004
26 @ 11:36 AM



CONSUELO B. MARSHALL
UNITED STATES DISTRICT JUDGE