

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

<b>INTERNATIONAL WOMAN'S DAY MARCH</b>	)	
<b>PLANNING COMMITTEE</b> , an unincorporated	)	
association, and <b>SAN ANTONIO FREE SPEECH</b>	)	<b>CIVIL ACTION No. 07-CV-0971-XR</b>
<b>COALITION</b> , an unincorporated association,	)	
	)	
<b>Plaintiffs,</b>	)	Motion for Modification of the
<b>vs.</b>	)	Existing Preliminary Injunction or
<b>CITY OF SAN ANTONIO,</b>	)	Entry of a Second Preliminary
<b>Defendant.</b>	)	Injunction

**PLAINTIFFS' MOTION FOR MODIFICATION OF THE EXISTING PRELIMINARY  
INJUNCTION OR ENTRY OF A SECOND PRELIMINARY INJUNCTION**

Plaintiffs, by and through their counsel of record, submit this Motion for a Modified or Second Preliminary Injunction requesting the Court to modify the existing Preliminary Injunction or to enter a Second Preliminary Injunction so as to enjoin Defendant, its agents, employees, attorneys and those persons acting in concert with them from taking any action to enforce or otherwise implement the Parade Ordinance enacted by the City Council of Defendant City of San Antonio on March 13, 2008 or to enforce any ordinance or policy of the City of San Antonio to charge parade permit holders for costs associated with marches and parades until resolution of this action.

The factual and legal grounds for this Motion are set forth in Plaintiffs' Memorandum in Opposition to Defendant's Motion to Dissolve the Injunction and in Support of Plaintiffs' Motion for Modification of the Existing Preliminary Injunction or for Entry of a Second Preliminary Injunction, filed herewith.

Accordingly, Plaintiffs respectfully request that a hearing on Plaintiffs' Motion for a Modified or Second Preliminary Injunction be set, and that, after the hearing, the Court deny Defendant's Motion to Dissolve the Preliminary Injunction and grant Plaintiffs' Motion for a

Modified or Second Preliminary Injunction, enjoining Defendant from enforcing its 2008 Parade Ordinance and from enforcing any prior version of its policy of requiring payment of costs for police, traffic control, and clean-up by parade permit holders until such time as the Court may enter final judgment in this case.

Respectfully submitted,

s/ Amy Kastely

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CERTIFICATE OF SERVICE

I hereby certify that on, August 21, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system that will send notification of such filing to Assistant City Attorneys Deborah Klein and Cathy Sheehan, Attorneys for Defendants.

/s/ Amy Kastely

Amy Kastely

Respectfully Submitted,

s/ Amy Kastely

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