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Attorneys for Defendants

IN THE COURT OF COMMON PLEAS OF THE 12TH JUDICIAL DISTRICT
DAUPHIN COUNTY, PENNSYLVANIA

U.S. Law Shield of Pennsylvania,	: 2015-cv-255
Ex rel. Todd Hoover; and John Bruno,	:
Plaintiffs	: Civil Action – Equity
v.	:
City of Harrisburg; Mayor Eric Papenfuse;	: Judge Andrew H. Dowling
Wanda Williams, Sandra Reid,	:
Brad Koplinski, Ben Alatt, Jeff Baltimore,	: Jury Trial Demanded
Susan Wilson, Shamaine Daniels,	:
Harrisburg City Council Members; and	:
Chief of Police Thomas Carter,	:
Defendants	:

Defendants' Motion to Stay Pending Appeal

All Defendants ask this Court to stay this case pending appeal:

1. Defendants have appealed this Court's decision on the preliminary injunction.
2. Defendants simultaneously today file their preliminary objections to the Amended Complaint.
3. Defendants ask this Court to stay this case pending appeal.

4. The Commonwealth Court's decision on appeal will become the binding law of the case in this matter.

5. It is likely that the Commonwealth Court's decision will dictate or influence the outcome of the preliminary objections.

6. If this Court rules on the preliminary objections before a decision is reached on appeal, then the parties may have to re-litigate the matter on remand after the appeal is decided.

7. Further, all parties agreed in Chambers that discovery is not necessary in this case.

8. For these reasons, staying this case pending appeal will avoid duplication of the litigation and associated costs.

9. Defendants do not believe that oral argument or an evidentiary hearing are necessary, but defer to this Court as to whether this Court would like testimony or oral argument on the matter.

10. Discovery is not necessary for the resolution of this motion.

11. Defendants have e-mailed the text of the motion to Plaintiffs' counsel, and Plaintiffs' counsel indicated that they oppose this motion.

For these reasons, Defendants respectfully request this Honorable Court stay these proceedings pending appeal.

Respectfully submitted,

Lavery Law



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Attorneys for Defendants

Dated: April 6, 2015

Certification of Counsel

Defendants e-mailed the text of the motion to Plaintiffs' counsel, and Plaintiffs' counsel indicated that Plaintiffs oppose this motion.

Lavery Law



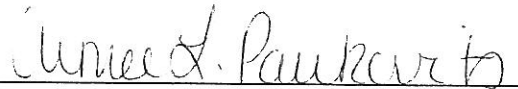
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Certificate of Service

I certify that on this date, I served a true and correct copy of this filing by
U.S. First Class mail, postage prepaid, and by e-mail addressed as follows:

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Aimee L. Paukovits
Legal Secretary to Frank J. Lavery, Esquire

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Chief of Police Thomas Carter,	:
Defendants	:

Order

This Honorable Court hereby stays these proceedings pending appeal.

By the Court:

Judge Andrew H. Dowling

Dated: April __, 2015

Distribution:

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