

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND**

JENNIFER A. STEWART and :
CHERIE L. CRUZ, :
Plaintiffs :

v. :

C.A. No. 22-00280—MSM-LDA

CITY OF PAWTUCKET, :
by and through its Treasurer, :
Christopher Rosa, alias, KENNETH R. :
MCGILL, alias, in his individual and :
Official capacities as the Registrar of the :
Board of Canvassers of the City of :
Pawtucket, and **JOHN HANLEY, alias** in :
his individual and official capacities as the :
Director of Zoning for the City of :
Pawtucket, :
Defendants :

CONSENT JUDGMENT

By agreement of the parties and with approval of this Court, Judgment shall enter for the Plaintiffs as follows:

1. That the Defendant City of Pawtucket (“City”) and John Hanley, in his official capacity as Director of Zoning for the City, and/or his successor, their officers, agents, servants, employees, attorneys, and all those in active concert and/or participation with them are permanently restrained and enjoined from enforcing and/or threatening to enforce certain provisions of the City Zoning Ordinance, specifically, §410-83, entitled “Signs,” in its current form, as follows:

- a. From prohibiting the erection and/or display of political campaign signs, including but not limited to candidate campaign signs or issue signs, or from subjecting the posting of any such signs to durational limits; and,
- b. From imposing any size, placement, and/or illumination restrictions on political campaign signs, including but not limited to candidate campaign signs or issue signs, that are more stringent than those imposed on non-political signs.

2. Should the Defendant City amend, modify, and/or replace City Zoning Ordinance, §410-81, *et. seq.*, it shall do so in compliance with existing state and federal constitutional law.

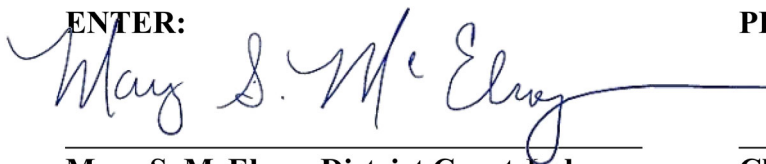
3. That the Defendant City shall pay the sum of **Five Hundred (\$500.00) Dollars** to Plaintiff **Jennifer A. Stewart** as compensatory damages.

4. That the Defendant City shall pay the sum of **Five Hundred (\$500.00) Dollars** to Plaintiff **Cherie L. Cruz** as compensatory damages.

5. That the Defendant City shall pay the sum of **Eighteen Thousand Three Hundred Eleven and 77/100 (\$18,311.77) Dollars** to Plaintiffs' counsel, Sinapi Law Associates, Ltd., as payment for attorney's fees and costs incurred in prosecuting the within case, which said sum shall be paid within thirty (30) days of the entry of the within judgment. The sharing of the tribunal-approved award with the American Civil Liberties Union Foundation of Rhode Island is consistent with this Court's decision in *RI Training School v. Martinez*, 465 F. Supp. 2d 131 (D.R.I. 2006) and Rhode Island R.P.C. 5.4(a)(4).

Entered as a **Judgment** of this Court on the 6th day of Decemeber, 2022.

ENTER:



Mary S. McElroy, District Court Judge

PER ORDER:

C. Potter

Clerk

ASSENTED TO AS TO FORM AND SUBSTANCE:

Date: December 6, 2022

Plaintiffs,
By their attorneys,
/s/ Richard A. Sinapi
Richard A. Sinapi, Esq. (#2977)
American Civil Liberties Union Foundation of Rhode Island
Sinapi Law Associates, Ltd.
2374 Post Road, Suite 201
Warwick, RI 02886
Phone: (401) 739-9690; FAX: (401) 739-9040
Email: ras@sinapilaw.com

Date: December 6, 2022

Defendant **City of Pawtucket**,
By its attorneys,
/s/ Frank J. Milos
Frank J. Milos, Esq. (#4808)
Pawtucket City Solicitor
103 Cottage St
Pawtucket, RI 02860
Phone: (401) 725-0840; FAX: (401) 725-0847
Email: fjm@nearymiloslaw.com

Date: December 6, 2022

/s/ Marc DeSisto
Marc DeSisto, Esq. (#2757)
Kathleen A. Hilton, Esq. (#9473)
DeSisto Law LLC
60 Ship Street
Providence, Rhode Island 02903
Phone: (401) 272-4442
marc@desistolaw.com
katie@desistolaw.com

CERTIFICATION

I hereby certify that, on **December 6, 2022**, a true copy of the within was filed electronically via the Court's CM/ECF System **and caused to be served upon the Defendants and/or their Counsel**. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system and the filing is available for viewing and downloading from the Court's CM/ECF system.

/s/ Richard A. Sinapi