

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
AT NASHVILLE**

**NICHOLAS ENNIS, FIREARMS POLICY)
COALITION, INC., and FIREARMS)
POLICY FOUNDATION,)**

Plaintiffs,)

v.)

Civil Action No. 3:20-cv-805

**COUNTY OF SUMNER, TENNESSEE;)
CHRIS SANFORD in his individual and)
official capacities, KYLE MAHANEY in his)
individual and official capacities; JUSTIN)
DOWNS in his individual and official)
capacities; and CARL EDISON in his)
individual and official capacities,)**

Defendants.)

**AGREED INJUNCTION AND
AGREED ORDER OF DISMISSAL WITH PREJUDICE**

Before the Court is the parties' Agreed Injunction and Agreed Order of Dismissal with Prejudice. As part of the settlement the parties enter into a stipulated injunction and to dismissal of this case. Accordingly, the Court finds as follows:

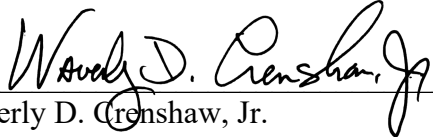
1. This matter is hereby dismissed with prejudice, with the limited exception of any matter involving enforcement of the below injunction beginning at Paragraph 3;
2. The parties have an agreement with regard to fees and costs; and
3. The parties agree that the actions of the officers in initiating a traffic stop and issuing a citation pursuant to Tenn. Code Ann. § 55-8-187, as applied in this case, constituted a violation of the First and Fourth Amendments and *Cohen v. California*, 403 U.S. 15 (1971), and that Defendants are, therefore, enjoined from: (1) enforcing Tenn. Code Ann. § 55-8-187 as applied to the window sticker at issue in this case; (2) enforcing Tenn. Code Ann. § 55-8-

187 in any way inconsistent with Tennessee Attorney General Opinion No. 04-086, 2004 Tenn. AG LEXIS 82 (May 5, 2004), and any other controlling decisional law; and (3) otherwise suppressing speech of this nature in contravention of *Cohen, Miller v. California*, 413 U.S. 15 (1973), *Davis-Kidd Booksellers, Inc. v. McWherter*, 866 S.W.2d 520 (Tenn. 1993), and their progeny.

4. The parties further agree that Defendant will provide training on the application and enforcement of Tenn. Code Ann. § 55-8-187.

5. The parties further agree that this Court shall retain jurisdiction for enforcement of any violation of this injunction.

IT IS SO ORDERED.



Waverly D. Crenshaw, Jr.
Chief United States District Judge

APPROVED FOR ENTRY:

/s/ Thomas B. Russell

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