

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

AMERICAN CIVIL LIBERTIES UNION, <u>et al.</u>)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 04-0262 (PLF)
)	
NORMAN MINETA, <u>et al.</u>)	
)	
Defendants.)	

ORDER AND JUDGMENT OF INJUNCTIVE RELIEF

Upon consideration of plaintiffs’ and defendants’ cross-motions for summary judgment, and of the declarations, exhibits and legal memoranda filed in support thereof and in opposition thereto, and of the arguments of counsel, and of the entire record in this action, and for the reasons stated in the separate Opinion issued this same day, it is hereby

ORDERED that plaintiffs’ motion for a preliminary injunction [3] is DENIED as moot; it is

FURTHER ORDERED that plaintiffs’ motion for summary judgment and permanent injunction [9] is GRANTED and defendants’ motion for summary judgment [15] is DENIED; it is

FURTHER ORDERED that defendant Norman Mineta, in his official capacity as Secretary of Transportation, and defendant United States, and their respective officers, employees, representatives, and agents are enjoined from enforcing Section 177 of Division F of the Consolidated Appropriations Act of 2004, Pub. L. No. 108-199, 118 Stat. 3; and it is

FURTHER ORDERED that this Order and Judgment shall constitute a FINAL JUDGMENT in this case. This is a final appealable order. See Rule 4(a), Fed. R. App. P.

SO ORDERED.

DATE:

PAUL L. FRIEDMAN
United States District Judge