

For the International Municipal Lawyer's Association - IMLA's 5 things to know for January 10<sup>th</sup>

1. In a major First Amendment decision, the 6<sup>th</sup> Circuit yesterday reversed a lower court decision granting a preliminary injunction against enforcing a Lexington Kentucky ordinance that regulates the distribution of unsolicited written materials. In virtually every jurisdiction in the country residents complain about having to pick up unwanted advertising circulars wrapped in news dropped or thrown on their lawns, in their bushes and at other odd places on their property. This case supports ordinances that regulates those deliveries. Congratulations to Janet Graham and her team in the law department in Lexington.

<http://www.opn.ca6.uscourts.gov/opinions.pdf/18a0008p-06.pdf>

2. In San Diego, the city attorney's office obtained the first gun violence restraining order against a man who fired shots at trees and neighborhood animals while under the influence. The man has been ordered to surrender his guns for a year. Congratulations to Mara Elliott the San Diego City Attorney and her team.

<https://www.nbcbayarea.com/news/california/City-Issues-First-Gun-Violence-Restraining-Order-for-San-Diego-Man--468390243.html>

3. At scotusblog.com an interesting case has been labelled the "petition of the day". The case involved an ordinance that regulated certain sex toys. The city survived a challenge to the law at the 11<sup>th</sup> Circuit but when that court granted en banc review the city chose to repeal the section at issue. The 11<sup>th</sup> Circuit found the case moot. The petition asks whether a case seeking only nominal damages is moot when the ordinance at issue has been repealed with no likelihood of reenactment. We'll keep our eyes on this one.

<http://www.scotusblog.com/2018/01/petition-of-the-day-1298/>

4. During our Seminar in DC in April, we include a presentation on crowd control, dealing with protests and the First Amendment. After the unsuccessful prosecution of alleged rioters arrested during the Inauguration riots in DC, this topic offers topical analysis and best practices for addressing public safety. Find out more about the program on our website and register before January 15 for the best rates.
5. In Kingston Canada the city's only strip club went dark when the city determined not to renew its business license. As noted in the article the Plaza Gentlemen's Club is a "In addition to being a gentlemen's club, there's also a hotel with 29 rooms on the upper floors that cater to those in need." I'd say we'll keep our eyes on this case but for the mockery I'd receive.

<https://globalnews.ca/news/3952877/kingstons-only-strip-club-appeals-a-municipal-decision-to-shut-down/>

Joining IMLA allows members to get up to date training and information on a wide range of legal issues. Look for our first substantive podcast in which we interview Lisa Soronen and Amanda Kellar about the Supreme Court's local government cases of interest coming this Friday. Podcasts are available on iTunes or SoundCloud. Not a member? Contact us. Sign up at [www.imla.org](http://www.imla.org). Have a great day and make it an inspirational one.