

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

D'ANGELO FOSTER and AMANDA )

1. This putative class action lawsuit was just filed on September 8, 2015. (Doc. 1). The lawsuit includes challenges to the constitutionality of certain alleged practices / procedures at the Alexander City Municipal Court and seeks equitable relief as well as damages. A motion for temporary and preliminary injunctive relief was filed on the same day the complaint was filed, as was a motion for certification of a class of plaintiffs on the request for equitable relief. (See Docs. 2, 4). The Court has set a hearing on the motion for injunctive relief for September 25, 2015, and has ordered briefing on certain matters in advance of that hearing. (See Doc. 20.) An answer is presently due on behalf of the City on September 29, 2015.

2. In response to the complaint, counsel for all parties discussed the issues presented by the lawsuit and determined that all parties would like to explore, in detail, the possibility of settlement. Accordingly, the parties have agreed to jointly petition the Court to continue generally all matters identified in the opening paragraph of this motion in order to facilitate consideration of a settlement without prejudice to any party's position and without the unnecessary reliander



31, 2015; or from otherwise presiding over municipal court dockets during this or any other time.

5. Finally, all parties to this lawsuit agree and hereby stipulate that nothing contained within this motion is to be construed as an admission of liability on behalf of any defendant; that the filing of this motion shall not be used against any party; and that no party to this filing shall be held to have waived any argument, position, or defense as a result of the agreements recited herein or as a result of the Court's order on this motion to continue.

6. The parties stipulate that the Court shall have the authority to enforce the stipulations contained within this document by appropriate order.

**WHEREFORE**, the foregoing premises considered, the parties respectfully request that the Court enter an order that specifies that it will exercise its jurisdiction to enforce the stipulations contained in paragraphs three to five, above. The parties further request that the Court enter an order that terminates all previously set hearings and deadlines, and specifies that: (1) Defendants shall file a brief in response to the motion for preliminary injunction (Doc. # 4) and the motion for class certification (Doc. # 2) on or before November 30, 2015; (2) Defendants shall file a responsive pleading to the complaint on or before December 7, 2015; and (3) Plaintiffs may file reply briefs to the motion for preliminary injunction and class certification on or before December 7, 2015. The

parties request that the Court also set a hearing on the motions for preliminary injunction and class certification as soon thereafter as is practicable.

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CERTIFICATE OF SERVICE

I certify that I have filed the foregoing with the Clerk of the Court using the