

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CENTER FOR DEMOCRACY &
TECHNOLOGY, On Behalf of Itself;
AMERICAN CIVIL LIBERTIES UNION
On Behalf of Its Members; and,
PLANTAGENET, INC., On Behalf of Itself
and Its Customers

Plaintiffs,

vs.

MICHAEL FISHER, Attorney General
of the Commonwealth of Pennsylvania
Defendant.

CIVIL ACTION

NO. 03-5051

ORDER

AND NOW, this 9th day of September, 2003, upon consideration of Plaintiffs' Motion for Preliminary Injunction and Expedited Discovery, following a hearing in open court on September 9, 2003, with the parties, represented through counsel, and the parties having reached agreement on the form of a temporary restraining order, and good cause appearing **IT IS ORDERED**, pursuant to the agreement of the parties, as follows:

1. Pending final disposition of this action, the Attorney General of Pennsylvania shall discontinue issuance of informal notices to internet service providers requiring that they deny their subscribers access to any website;
2. No less than five (5) days before the first instance in which the Attorney General of Pennsylvania files an application for an order to remove or disable items pursuant to 18 Pa.C.S. § 7626, the Attorney General of Pennsylvania shall notify plaintiffs' counsel of his intended action;
3. This Order is **WITHOUT PREJUDICE** to the right of the Attorney General of Pennsylvania to serve an internet service provider with any application it files pursuant to 18 Pa.C.S. § 7626 more than five (5) days before the application is filed with the Court; and,

4. The issuance of this agreed-upon order is **WITHOUT PREJUDICE** to plaintiffs' right to seek further temporary injunctive relief prior to the Hearing on Plaintiffs' Motion for Preliminary Injunction scheduled by separate Order for November 21, 2003.

BY THE COURT:

3:00 PM 9/9/03
TIME

JAN E. DUBOIS, J.