



# CITY OF CLEARWATER

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CITY ATTORNEY'S OFFICE

February 16, 2000

Jeff Jacobsen  
Post Office Box 3541  
Scottsdale, AZ 85271

Dear Jeff:

As a follow-up to your telephone conversation on February 15, 2000 with Rob Surette, Assistant City Attorney, I am forwarding to you the E-mail message that Chief Klein sent to patrol officers regarding the Scientology Injunction.

If you have any further questions, you may contact Rob Surette at (727) 562-4467.

Sincerely,

A handwritten signature in cursive script that reads "Laura Burgess".

Laura Burgess, Legal Assistant to  
Rob Surette, Assistant City Attorney

cc: Pam Akin, City Attorney  
Rob Surette, Assistant City Attorney

ONE CITY. ONE FUTURE.

BRIAN J. AUNGST, MAYOR-COMMISSIONER

ED HOOPER, VICE MAYOR-COMMISSIONER  
ED HART, COMMISSIONER

BOB CLARK, COMMISSIONER  
J.B. JOHNSON, COMMISSIONER



"EQUAL EMPLOYMENT AND AFFIRMATIVE ACTION EMPLOYER"

## Burgess, Laura

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**From:** Surette, Rob  
**Sent:** Wednesday, February 16, 2000 1:43 PM  
**To:** Burgess, Laura  
**Subject:** FW: Scientology Injunction

Please send to Jeff Jacobsen.

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**From:** Klein, Sidney  
**Sent:** Tuesday, February 15, 2000 1:21 PM  
**To:** Police Supervisory Staff - Sworn  
**Cc:** Police Communications Supervisor; Divens, Jill; Shelor, George-Wayne; Surette, Rob  
**Subject:** FW: Scientology Injunction

Supervisors - Please inform all officers under your command.

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**From:** Surette, Rob  
**Sent:** Tuesday, February 15, 2000 12:42 PM  
**To:** Klein, Sidney; Williams, Dewey  
**Subject:** Scientology Injunction

Pease approve for distribution.

After several months of litigation between the Church of Scientology and the protesters, the Church's attorney yesterday obtained an Order from the Honorable Thomas Penick, Circuit Judge, which now provides the Clearwater police officers greater clarification regarding the enforcement of the Injunction. The following individuals are now enjoined from being within 10 feet of Church property: Robert Minton, Jesse Prince, Mark Bunker, and Grady Ward. Those four individuals are also enjoined from being within any portion of the space between the two white lines, which the Clearwater Police Department placed onto Watterson Avenue, during the following hours: 8:00 a.m. to 9:30 a.m.; 11:45 a.m. to 2:30 a.m.; and 5:30 a.m. to 8:30 a.m.

If any of the four individuals violates the Injunction, officers must prepare an incident report documenting the incident and notify their supervisor. However, unless one of the four individuals is breaching the peace or committing some other violation, officers will not take any action against the four individuals for violating the Injunction. The Church's attorney will file a Motion seeking to hold the individual in contempt if the individual violates the Injunction.

Also, other than the four named individuals, officers will allow everyone else to walk on the sidewalk on the east side of Watterson Avenue between the two white lines even when the buses or vans are unloading and loading. Pedestrians will be excluded only from walking on all the other areas within the white lines, including the sidewalk on the west side of Watterson, when the buses and vans are unloading or loading Church members during breakfast, lunch, and dinner.

If any individual, other than the four named individuals, walks on the east sidewalk of Watterson Avenue while the buses or vans are unloading or loading Church members and engages in a protest or some other behavior to incite members of the Church, officers shall complete an incident report and notify their supervisor. However, officers shall take no action against the individual protesting on the east sidewalk on Watterson Avenue. The Church's attorney will file another Motion to add that individual to the Injunction.

Finally, what should an officer do if any pedestrian attempts to walk within the white lines other than on the east sidewalk of Watterson Avenue while the buses and vans are unloading or loading members of the Church during breakfast, lunch, or dinner? First, the officer should advise the individual to use the east sidewalk or to wait until the unloading or loading is completed. If the individual refuses to comply with the officer's suggestion and challenges the officer by walking within the white lines other than on the east sidewalk of Watterson Avenue, then the officer can arrest the individual for obstructing or opposing an officer in violation of F.S. 843.02.

These revised procedures are designed to untangle the Clearwater Police Department from the controversy involving the Church of Scientology and the protesters. Although officers with this Department have conducted themselves professionally, it is important to reemphasize the importance for all officers to conduct themselves impartially when dealing with both sides.