

Michael Newdow, in pro per and as counsel  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

Civil Action No. 2:05-CV-00017-LKK-DAD

THE REV. DR. MICHAEL A. NEWDOW, IN PRO PER;  
JAN DOE AND PAT DOE, PARENTS; DOECHILD, A MINOR CHILD;  
JAN ROE; PARENT; ROECHILD-1 AND ROECHILD-2, MINOR CHILDREN;

Plaintiffs,

v.

THE CONGRESS OF THE UNITED STATES OF AMERICA;  
PETER LEFEVRE, LAW REVISION COUNSEL;  
THE UNITED STATES OF AMERICA;  
ARNOLD SCHWARZENEGGER, GOVERNOR OF CALIFORNIA;  
RICHARD J. RIORDAN, CALIFORNIA SECRETARY FOR EDUCATION,  
THE ELK GROVE UNIFIED SCHOOL DISTRICT ("EGUSD");  
THE SACRAMENTO CITY UNIFIED SCHOOL DISTRICT ("SCUSD");  
THE ELVERTA JOINT ELEMENTARY SCHOOL DISTRICT ("EJESD");  
THE RIO LINDA UNION SCHOOL DISTRICT ("RLUSD");

Defendants.

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PLAINTIFFS' MOTION FOR PERMANENT INJUNCTION

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Pursuant to the Court's Order dated October 11, 2005 (and the Court's instructions provided at the hearing held on October 5, 2005), Plaintiffs respectfully request that a Permanent Injunction be granted, preventing the School District Defendants, their employees and agents, from leading their students in reciting the current Pledge of Allegiance (with the words, "under God"). Affidavits – attesting to the standing of the parties and the injuries they have been suffering – accompany this Motion. A Proposed Order is provided as well.

In keeping with the Stipulation approved by the Court (Docket Entry #32, dated March 29, 2005), pseudonyms have been used in the affidavits provided herein. However, Plaintiffs' counsel has in his possession signed affidavits with the true names and original signatures of the given individuals. Copies of these latter documents – also with original signatures – are being provided to the School Defendants' lead counsel (Mr. Cassidy).

Respectfully submitted.

/s/ - Michael Newdow

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