

EXHIBIT A

At the heart of us

WWW.NEPAFREETHOUGHT.ORG

EXHIBIT B

Authority Members:

Michael Dougherty
Carmen Libassi
Gregg Nieto
Stephen W. Saunders
Justin Sulla

Executive Director
Robert Fiume



NORTH SOUTH ROAD, SCRANTON, PENNSYLVANIA 18504

Phone: (570) 346-2061 • Fax: (570) 343-3819

COLTS Advertising Policy

WHEREAS, the County of Lackawanna Transit System (COLTS) is a Public Transit Authority located in Lackawanna County, Pennsylvania;

WHEREAS, COLTS may choose to sell space for advertising on its vehicles, route schedules and other literature, bus shelters, or other property, as a source of revenue for the Authority;

It is COLTS' prerogative to set forth this policy to guide the sale of advertising space:

COLTS will not accept advertising:

- for tobacco products, alcohol, and political candidates
- that is deemed in COLTS sole discretion to be derogatory to any race, color, gender, religion, ethnic background, age group, disability, marital or parental status, or sexual preference
- that promotes the use of firearms or firearm-related products
- that are obscene or pornographic
- that promotes violence or sexual conduct
- that are deemed defamatory, libelous or fraudulent based solely on the discretion of COLTS
- that are objectionable, controversial or would generally be offensive to COLTS' ridership based solely on the discretion of COLTS

Finally, it is COLTS' declared intent not to allow its transit vehicles or property to become a public forum for dissemination, debate, or discussion of public issues.

By accepting any material, art or copy for advertising under this policy, COLTS does not endorse the product or agree with the message conveyed. Advertisers are solely responsible for the content of their material, and must acknowledge and agree in writing to the terms of this policy.

COLTS reserves the right to refuse any advertisement for legitimate reasons other than those set forth in this policy.

The COLTS Board of Directors hereby adopts this policy on this day, June 21, 2011.

Signed

Carmen Libassi, Chairman

EXHIBIT C

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Atheist Group Pleads Freedom of Speech Violations After Rejected Bus Ad

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Atheist Billboard 'Bad

BY [STOYAN ZAIMOV](#), CHRISTIAN POST REPORTER

March 21, 2012 | 4:20 pm

An atheist group looking to plaster city buses in the County of Lackawanna, Pa., with posters promoting atheism has seen its plea rejected, and is now arguing that its rights to freedom of speech are being denied.

The NEPA Freethought Society was hoping to advertise on 10 County of Lackawanna Transit System (COLTS) buses with banners that promoted its website and read "Atheism" in big white letters, but the COLTS Board of Directors rejected its appeal, citing that such an ad would violate an established policy.

COLTS does not allow religious ads or banners raising debate and discussion on public issues, and only allows car companies and consumer products to advertise on its buses.

"We will not allow our transit vehicles or property to become a public forum for the debate and discussion of public issues, and since passing this policy in June, we have been very consistent in not allowing any ads that violate the policy. That's why we didn't permit Mr. Vacula's ad promoting atheism," said COLTS solicitor Tim Hinton.

Justin Vacula, a student from Marywood University, was the only representative of the NEPA Freethought Society to attend the COLTS Board of Directors meeting.

"The whole point was to be as inoffensive as possible, just to advertise our organization and reach out to the public at large in Lackawanna County and Northeastern Pennsylvania," Vacula explained to the board.

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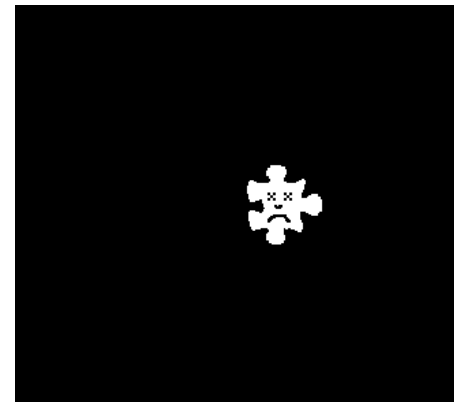
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Hinton, however, repeated: "We don't accept ads promoting any certain religion or religion in general, so we don't want to accept an ad attacking religion."

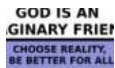
As a result of the transit board's decision, NEPA is considering teaming up with the bigger national group, American Atheists, to file a lawsuit against COLTS, because the groups feel the policy violates its right of



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8/11/2014



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Fellow**

'You Know It's a Myth' Atheist Billboard Campaign Shows Jesus With Santa Claus

The threat of a lawsuit is not of great concern to COLTS, 16 WNEP reports, as board members believe their advertising policy will hold up in court.

American Atheists have been more successful in putting up anti-religion banners on the side of highways and tunnels, although it has met opposition in such attempts as well. Last month, it planned to unveil two new billboards in New York and New Jersey that target Muslims and Jews, urging them to reject the "myths" that they follow. While the Muslim ad went up, the Jewish one was halted at the last minute when the owner of the site refused to display it.

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Atheist Group Pleads Freedom of Speech Violations After Rejected Bus Ad

freedom of speech.

"Well, there's another question that the constituted policy is permissible to begin with, as if the argument that something can't be a discussion of public issues is permissible enough to reject ads," Vacula said in an interview with [16 WNEP](#).

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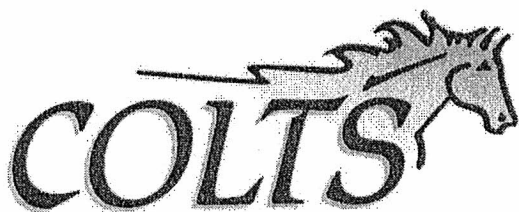
EXHIBIT D

Atheists.

NEPA Freethought Society

NEPAfreethought.org

EXHIBIT E



County of Lackawanna Transit System

Robert Fiume
Executive Director
800 North South Road
Scranton, PA 18504
(570) 346-2061
Fax: (570) 207-5050
www.coltsbus.com

Sept. 9, 2013

Dear Mr. Vacula:

COLTS has received your e-mail dated August 29, 2013 with a proposed advertisement to be placed on COLTS' property to promote Atheists and your organization, the NEPA Freethought Society.

The advertising space on COLTS' property is a nonpublic forum. The content restrictions imposed by COLTS pursuant to its Advertising Policy (enacted on June 21, 2011) are reasonable and viewpoint neutral. COLTS does not accept advertisements that promote the belief that "there is no God" or advertisements that promote the belief that "there is a God." As stated in COLTS' Advertising Policy, it is COLTS' declared intent not to allow its property to become a public forum for the dissemination, debate, or discussion of public issues. The existence or non-existence of a supreme deity is a public issue. COLTS believes that your proposed advertisement may offend or alienate a segment of its ridership and thus negatively affect its revenue. COLTS does not wish to become embroiled in a debate over your group's viewpoints. Your proposed ad violates COLTS' advertising policy and COLTS has decided not to display it.

It is COLTS' goal to provide a safe and welcoming environment on its buses for the public at large. The acceptance of ads that promote debate over public issues such as abortion, gun control or the existence of God in a confined space like the inside of a bus detracts from this goal.

Sincerely yours,

Gretchen M. Wintermantel
Communications Director and
Right-to-Know Officer

EXHIBIT F

COLTS Advertising Policy

WHEREAS, the County of Lackawanna Transit System (COLTS) is a municipal authority established by Lackawanna County which operates a public transit agency located in Lackawanna County, Pennsylvania;

WHEREAS, COLTS adopted an Advertising Policy on June 21, 2011;

WHEREAS, COLTS has decided to hereby rescind and replace the June 21, 2011 Advertising Policy with this policy in order to clarify and set forth the types of advertisements it will and will not accept for sale to be displayed on its property.

WHEREAS, COLTS has decided to sell space for advertising on its vehicles, route schedules and other literature, bus shelters, or other property, for the sole purpose of generating revenue for COLTS while at the same time maintaining or increasing its ridership.

COLTS will **not** accept advertising:

- for tobacco or alcohol or for businesses that primarily traffic in such goods;
- that promotes the use of firearms or firearm-related products or for businesses that primarily traffic in such goods;
- that are obscene, pornographic, or promotes or depict sexually-oriented goods or services or for businesses that primarily traffic in such goods or services or that appeal to prurient interests;
- that promotes violence or sexual conduct;
- that are deemed defamatory, illegal, fraudulent, misleading or false;
- that proposes a transaction or activity that is prohibited by federal, state or local law;
- that exploit the likeness, picture, image or name of any person, and/or trademark, trade name, copyrighted materials or other intellectual property of a third party, without adequate proof of express written authorization to do so;
- that contain, employ or imply profane or vulgar words;
- that demean or disparage a person, group of persons, business or group of businesses;
- that, if permitted, could reasonably subject COLTS to civil or criminal liability;
- that are political in nature or contain political messages, including advertisements involving political figures or candidates for public office, advertisements involving political parties or political affiliations, and/or advertisements involving an issue reasonably deemed by COLTS to be political in nature in that it directly or indirectly implicates the action, inaction, prospective action, or policies of a governmental entity.
- that promote the existence or non-existence of a supreme deity, deities, being or beings; that address, promote, criticize or attack a religion or religions, religious beliefs or lack of

religious beliefs; that directly quote or cite scriptures, religious text or texts involving religious beliefs or lack of religious beliefs; or are otherwise religious in nature.

It is COLTS' declared intent to maintain its advertising space on its property as a nonpublic forum and not to allow its transit vehicles or property to become a public forum for the dissemination, debate, or discussion of public issues or issues that are political or religious in nature.

COLTS' Advertising Policy is intended to be an objective and enforceable standard for advertising that is consistently applied.

COLTS shall maintain exclusive authority and control over where advertisements in general shall be displayed on its property.

All third party advertisements appearing on COLTS property must contain the following disclaimer: "The views and/or opinions expressed by the advertiser are not necessarily those of COLTS." This disclaimer shall appear in a consistent form and manner on all third party advertisements.

By accepting any material, art or copy for advertising under this policy, COLTS does not endorse any goods, products, or services or agree with the message conveyed by the advertisement. Advertisers are solely responsible for the content of their advertisements.

Nothing in this Advertising Policy shall be interpreted or construed to prevent COLTS from displaying messages or information on its property promoting or supporting public transit or COLTS.

All prior policies of COLTS concerning advertising on COLTS property, either written or oral, shall be deemed null and void as of the effective date of this Advertising Policy.

The COLTS Board of Directors hereby adopts this policy on this 17th day of September, 2013, to be effective September 17th, 2013.

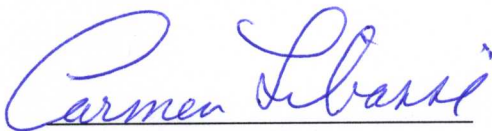

Carmen Libassi, Chairman

EXHIBIT G

Atheists.

NEPA Freethought Society

meetup.com/nepafreethoughtsociety

EXHIBIT H



Robert Fiume
Executive Director

800 North South Road
Scranton, PA 18504
(570) 346-2061
Fax: (570) 207-5050
www.coltsbus.com

July 21, 2014

Dear Mr. Vacula:

COLTS has received your e-mail dated July 21, 2014 with a proposed advertisement to be placed on COLTS' property to promote Atheists and your organization, the NEPA Freethought Society.

The advertising space on COLTS' property is a nonpublic forum. The content restrictions imposed by COLTS pursuant to its Advertising Policy (enacted on Sept. 17, 2013) are reasonable and viewpoint neutral. COLTS does not accept advertisements "that promote the existence or non-existence of a supreme deity, deities, being or beings; that address, promote, criticize or attack a religion or religions, religious beliefs or lack of religious beliefs; that directly quote or cite scriptures; religious text or texts involving religious beliefs or lack of religious beliefs; or are otherwise religious in nature."

As stated in COLTS' Advertising Policy, it is COLTS' declared intent to maintain its advertising space on its property as a nonpublic forum and not to allow its transit vehicles or property to become a public forum for the dissemination, debate, or discussion of public issues or issues that are political or religious in nature. The existence or non-existence of a supreme deity is a public issue. Your proposed ad violates COLTS' advertising policy and COLTS has decided not to display it.

It is COLTS' goal to provide a safe and welcoming environment on its buses for the public at large. The acceptance of ads that promote debate over public issues such as abortion, gun control or the existence of God in a confined space like the inside of a bus detracts from this goal.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Gretchen M. Wintermantel", is written over a horizontal line.

Gretchen M. Wintermantel
Communications Director and
Right-to-Know Officer

EXHIBIT I

NEPA Freethought Society

meetup.com/nepafreethoughtsociety