

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

CHOSEN 300 MINISTRIES, INC., ET AL. : CIVIL ACTION  
:  
vs. :  
:  
CITY OF PHILADELPHIA, ET AL. : NO. 12cv3159

O R D E R

**AND NOW**, this 12<sup>th</sup> day of July, 2012, after an evidentiary hearing and arguments of counsel, based on the findings of fact set forth on the record in the presence of the parties expressing the reasons therefor (which are incorporated herein), and the court’s preliminary assessment of the law applicable thereto, **IT IS HEREBY ORDERED** that:

1. Upon the posting of bond by the plaintiffs in the amount of \$1,000.00, the City of Philadelphia is preliminarily enjoined and restrained on a temporary basis from enforcing the regulation of the Department of Parks and Recreation Regarding Outdoor Public Serving of Food which bans such activity, as defined therein, anywhere in the Fairmount Park System with certain exceptions, until the court has completed its full review of the applicable law and filed formal findings of fact and conclusions of law with reference to the request for a preliminary injunction.

2. Plaintiffs’ Request for a Preliminary Injunction with respect to the Regulation of the Board of Health concerning Outdoor Public Serving of Food; Food Safety is **DENIED** as set forth on the record.

s/William H. Yohn Jr.  
William H. Yohn Jr., Judge