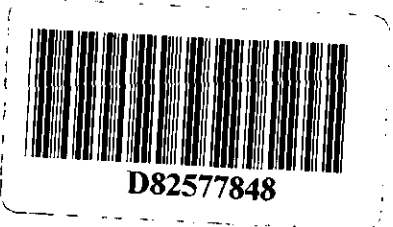


COURT OF COMMON PLEAS  
HAMILTON COUNTY, OHIO



CITY OF CINCINNATI *ex rel.*  
CHRISTOPHER SMITHERMAN,

Plaintiff-Relator,

v.

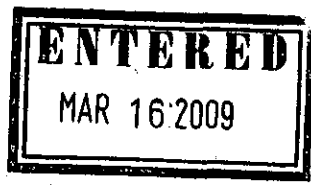
CITY OF CINCINNATI,

Defendant-Respondent.

: Case No. A08-11765

: Judge Martin

: PERMANENT INJUNCTION

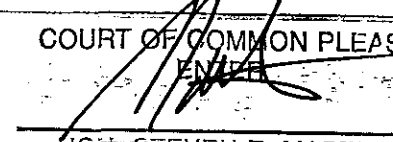


Pursuant to the Court granting the Plaintiff-Relator's Motion for Summary Judgment, the following Permanent Injunction is hereby entered:

- the City of Cincinnati, acting through its City Council or otherwise, is hereby permanently enjoined from any and all efforts to apply or otherwise enforce Ordinance No. 419-2008 as it relates to appointments by the Cincinnati City Manager to any positions on the board of commissioners of the Cincinnati Metropolitan Housing Authority;

This Permanent Injunction shall remain effective unless vacated or otherwise modified by Order of this Court or an intervening change in state law whereby the City Manager's appointments to the Cincinnati Metropolitan Housing Authority may be subjected to a review and confirmation process by the City Council. This injunction does not apply to any other appointments subject to Ordinance No. 419-2008.

SO ORDERED. This <sup>11<sup>th</sup></sup> ~~6<sup>th</sup>~~ day of March 2009.

COURT OF COMMON PLEAS  
  
 JUDGE STEVEN E. MARTIN  
 Steve E. Martin, Judge  
 HAMILTON COUNTY COMMON PLEAS COURT  
 THE CLERK SHALL SERVE NOTICE TO PARTIES PURSUANT TO CIVIL RULE 58 WHICH SHALL BE TAXED AS COSTS HEREIN.

Reviewed and accepted as to form:

/s/ Terrance A. Nestor  
John Curp (0064782)  
Terrance A. Nestor (0065840)  
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and

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