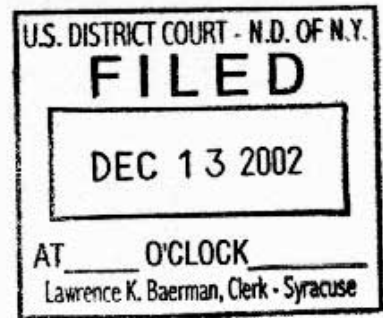


COPY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA

vs.

Criminal Action No.
02-CR-369

JOHN MURTARI

U.S.D.C. FOR THE NORTHERN DISTRICT OF NEW YORK
I, the undersigned Clerk of the Court do hereby certify that this is a true, correct and full copy of the original document on file in my custody.
of pages (text) 7 # of pages including (exhibits) 12/13/02
by Lawrence K. Baerman, Clerk
Deputy Clerk

GUSTAVE J. DI BIANCO, Magistrate Judge

FINDINGS OF FACT AND ORDER

FINDING THAT JOHN MURTARI was convicted after trial on October 29, 2002 of violating Title 18, United States Code, Section 13 (Assimilated Crimes Act/Trespassing and Disorderly Conduct); and

FINDING THAT JOHN MURTARI has been charged on previous occasions with the same conduct for which he has been found guilty, but the previous charges were dismissed; and

FINDING THAT JOHN MURTARI has been charged on two separate occasions **during the pendency of this case** with the same unlawful activity; and

FINDING THAT JOHN MURTARI has indicated, publicly and in writing, that in the future he intends to continue these activities for which he has been found guilty; and

FINDING THAT JOHN MURTARI's stated purpose for his protest in the interior of the Federal Building in Syracuse, New York is to obtain federal

legislation with respect to child custody and/or visitation matters, and that John Murtari has already succeeded in bringing these issues to the attention of the two offices of the United States Senators located in the Federal Building,

WHEREFORE, it is hereby

ORDERED, that JOHN MURTARI shall **not engage in marching, picketing, protesting, or demonstrating in the interior of the James M. Hanley Federal Building**, 100 South Clinton Street, Syracuse, New York, unless he has the prior, written permission of the General Services Administration in the form of a permit for the private use of federal property, and it is further

ORDERED, that JOHN MURTARI shall **not visit the offices of United States Senators Clinton and Schumer**. This Order does not prohibit JOHN MURTARI from visiting any federal offices for any other purpose. This Order also does not prohibit JOHN MURTARI from engaging in marching, picketing, protesting, or demonstrating in the **outdoor plaza area of the James M. Hanley Federal Building** as long as he complies with any permit requirements, made applicable to the public.

Dated: December 13, 2002



United States Magistrate Judge