

STATE OF MISSOURI)
)
CITY OF ST. LOUIS)

IN THE CIRCUIT COURT OF THE CITY OF ST. LOUIS
STATE OF MISSOURI.

MALANE WILSON,)
)
Plaintiff,)
v.)
CITY OF ST. LOUIS, et al.,)
)
Defendants.)

Cause No. 904-00038
Division 2

ORDER ALLOWING PRELIMINARY INJUNCTION

Now on this 14th day of February, 1990, Plaintiff's petition for preliminary injunction coming on to be heard upon the order to show cause at the time and place specified therein, the parties appearing in person and by their respective counsel;

On reading RC 2-14-90
~~Agreed in the~~ verified complaint, and after hearing the

testimony adduced by the parties and the arguments of counsel, and it appearing plaintiff would suffer irreparable harm were the status quo not maintained, equity and good conscience mandate the issuance of a preliminary injunction. Therefore, is is hereby

ORDERED that Defendants, their servants, agents, and employees be, and hereby enjoined from killing, euthanizing, destroying, or harming Plaintiff's three year old American Staffordshire terrier, named Max, now being held in the custody of the Defendant's at the City of St. Louis Animal Regulation Center, 2120 Gasconade, St. Louis, Missouri.

The Defendants, their servants, agents, and employees are also ordered to release Max from their custody by Thursday, February 15, 1990, by 4 p.m. and to return him to his rightful owner, the Plaintiff; to remove the "dangerous" label placed on him by Defendants, but said dog to be designated as potentially dangerous and upon his yard to have been displayed on the front and back Beware of Dog sign; Defendants to pay the cost of this action. Plaintiff is also hereby ordered to surgically neuter Max within thirty days of its release to said Plaintiff, and verification of said neutering shall be sent to Richard Stevson, Manager of the Animal Regulation Center, 2120 Gasconade.

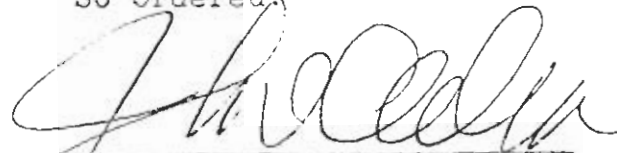
It is also ordered when MAX is present on Plaintiff's premises at 3256 Michigan, St. Louis, Plaintiff shall keep him confined within her house when no adult is at the premises and also at night. Max shall be securely fenced in a fenced yard at all times and not allowed to run loose, except when Max is being transported to and from another location when in the custody of an adult on the premises. When Max is on Plaintiff's premises and outside of Plaintiff's house, he is to be restrained within Plaintiff's yard by a chain, rope, or like material so that the dog's restraint is restricted to no closer than three feet from any fence or gate. In addition, all ^{legitimate} ~~property~~ ^{is} ~~and~~ ^{9.00 2} backyard ^{14.90} must

be no closer than three feet from the fence or gate. Property in back yard ^{except for dog house} ~~must~~ ^{9.00 2} be removed ^{2.14.90} prior to the dog being returned to

3256 Michigan. Dog will be kept at 2746 Hermitage, St. Louis County; but may be returned to 3256 Michigan when Plaintiff will reside once again at that premises and upon written notification to Richard Stevson. Max is to be vaccinated prior to his release and Defendants may monitor the premises at 3256 Michigan for violations of this order. Only four dogs, including Max, may be on the property at any one time; and any puppies over six months old must be removed immediately from the premises.

The above order is effective immediately until further order of this Court, upon Plaintiff's filing with the clerk of this court a cash bond in the sum of twenty-five dollars, conditioned as required by law. Hearing for permanent order to be set upon application of either party.

So Ordered:



John D. Chancellor, Judge

Date: 2-14-90