

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

TYLER MAXWELL,

Plaintiff,

v.

Case No. 6:20-cv-1954-Orl-37GJK

SCHOOL DISTRICT OF VOLUSIA
COUNTY; SCHOOL BOARD OF
VOLUSIA COUNTY; IDA WRIGHT;
LINDA CUTHBERT; CARL PERSIS;
RUBEN COLON; JAMIE HAYNES;
CARMEN BALGOBIN; ALAN P.
CANETTI; and TODD J. SPARGER,

Defendants.

ORDER

Before the Court is the parties' joint motion for entry of judgment. (Doc. 33 ("**Motion**").) The parties ask the Court to permanently enjoin all Defendants and to enter a declaratory judgment in favor of Plaintiff and against Defendant School Board of Volusia County. (*Id.*) On review, the Motion is granted.¹

Accordingly, it is **ORDERED AND ADJUDGED:**

1. The parties Joint Motion for Entry of Judgment (Doc. 33) is **GRANTED**.
2. Defendants, and all other persons acting on their behalf, are **ENJOINED** from punishing Plaintiff or preventing him from parking in the student parking lot at Spruce Creek High School during school hours because of the

¹ For this case's background, *see* Doc. 11.

“TRUMP” elephant in the bed of his pickup truck for the remainder of the 2020-2021 school year.

3. Defendants’ revocation of Plaintiff’s parking decal, based on the “TRUMP” elephant in his truck, violated Plaintiff’s First and Fourteenth Amendment right to freedom of speech for the reasons set forth in the Court’s order granting Plaintiff’s Motion for Temporary Restraining Order (Doc. 11).
4. The Clerk is **DIRECTED** to enter judgment in favor of Plaintiff and against Defendant School Board of Volusia County. Judgment on Plaintiff’s First Claim for Relief in his Complaint (Doc. 1) is entered against Defendant School Board of Volusia County. The judgement shall apply to Defendants other than Defendant School Board of Volusia County (including individuals sued in their official capacities) only with respect to injunctive relief as set forth above in Paragraph 2.
5. The Clerk is **DIRECTED** to close the case.

DONE AND ORDERED in Chambers in Orlando, Florida, on December 7, 2020.




ROY B. DALTON JR.
United States District Judge

Copies to:
Counsel of Record