

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JOHN DOES 1-4 and JANE DOE,)	
)	
)	No. 16 C 4847
Plaintiffs,)	
)	
v.)	
)	
LISA MADIGAN, Attorney General of the State of Illinois and LEO P. SCHMITZ, Director of the Illinois State Police.)	Judge Norgle Magistrate Judge Finnegan
)	
)	
Defendants.)	

PLAINTIFFS’ MOTION TO LIFT STAY

Plaintiffs John Does 1-4 and Jane Doe, through counsel, respectfully move this Honorable Court to lift the stay that has been in place in this case since March 3, 2017. In support thereof, Plaintiffs state as follows:

1. This case challenges the constitutionality of several Illinois statutes regulating where people classified as “child sex offenders” are permitted to be present. ECF No. 1, Complaint at ¶1–9. Plaintiffs contend that these laws are unconstitutionally vague and violate their rights under the First and Fourteenth Amendments of the United States Constitution by preventing them from going to church, going to public libraries, and meaningfully participating in activities with their families.

2. This action has been stayed since March 3, 2017 (ECF No. 55) pending the decisions of the U.S. Supreme Court in *Packingham v. North Carolina* and the

Illinois Supreme Court in *People v. Pepitone*. As set forth in the parties' joint filings (ECF Nos. 59 and 61), both of these cases now have been decided and there is no reason for further delay.

3. Plaintiffs wish to proceed with filing a motion for a preliminary injunction and respectfully request that the Court set a briefing schedule and hearing date on this motion.

4. Plaintiffs' counsel discussed this motion with Defendants' counsel on April 13, 2018. Counsel for Defendants indicated that they do not oppose lifting the stay in this case.

WHEREFORE, Plaintiffs respectfully request that this Honorable Court enter an order lifting the stay and set a briefing schedule on Plaintiffs' motion for a preliminary injunction.

Respectfully submitted,

/s/ Mark G. Weinberg

/s/ Adele D. Nicholas
Counsel for Plaintiff

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