

DAUPHIN COUNTY
SOLICITOR'S OFFICE

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DAUPHIN COUNTY
PENNSYLVANIA

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December 12, 2013

Jeremiah G. Dys, Esquire
Attorney, Liberty Institute
2001 West Plano Parkway, Suite 1600
Plano, Texas 75075

Randall L. Wenger, Esquire
Chief Counsel, Independence Law Center
23 North Front Street
Harrisburg, PA 17101

Dear Messrs. Dys & Wenger:

The County has not banned Isaiah 61 from engaging in its religious ministry activities on the public right of way located behind the Dauphin County Courthouse at the intersection of South River Street and Blackberry Street after normal business hours.

The County has been working toward accommodating the various ministries to allow them to continue providing their services to individuals who are homeless and in need.

In an effort to protect county property, we do have time and place restrictions regarding the use of County Property. The safety and security of the property, taxpayers and employees requires the security measures provided by the adoption of a no trespassing policy in effect from 6:00 p.m. to 6:00 a.m. With proper request, this policy is lifted to allow public use.

Proper application and adherence to the conditions thereof, would clearly allow Isaiah 61 the freedom to engage in its ministry efforts within the two-hour time frame selected by your client.

We recognize that there is limited space defined as a right of way around the intersection of South River Street and Blackberry Street. Therefore, we are aware that County property is necessary to effectuate the goals of the several ministries. In furtherance of the Commissioners'

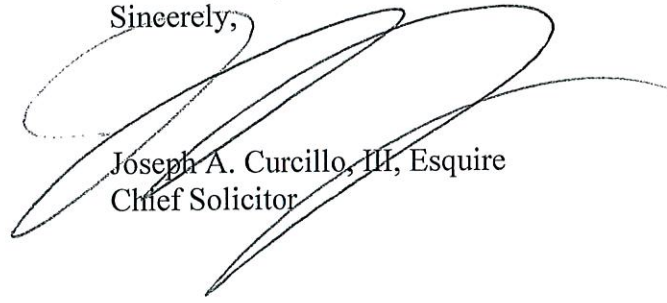
efforts to support the services of these religious organizations, Applications For Use of Public Space were provided, and returned, by the other street level ministries.

Currently, there are several days that are without services. I have attached a copy of the application and program calendar for your client. Please have them apply to fill one or more of the available days.

As you will see, the conditions impose upon the applicant a level of responsibility to the community and ask that the users take steps to assure the program will not result in harm to county property, employees and our tenants.

Details of access and questions concerning the available space and facilities that may be utilized, can be addressed by contacting the undersigned and J. Scott Burford, Deputy Chief Clerk at sburford@dauphinc.org.

Sincerely,

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

Joseph A. Curcillo, III, Esquire
Chief Solicitor

JAC/lpb

Enclosures

APPLICATION FOR USE OF DAUPHIN COUNTY PUBLIC SPACE

Subject to availability, areas of the Dauphin County Courthouse and the Dauphin County Administration Building may be made available for public use only for events which do not interfere with county business; for events which do not discriminate on the basis of race, national origin, religion, gender, age, partisan political basis and which are open to the public; and which do not unreasonably interfere with security concerns.

In scheduling, activities of county agencies, other governmental entities and groups partnering with the County will be given preference. In the event of emergencies, events, including pre-approved events, may be delayed or canceled.

Individuals or entities using the County space are responsible to conduct events so as not to interfere with security; County tenants; or, other County related business. Individuals or entities using the County space are responsible for the behavior of those served, in attendance and associated staff/volunteers. In other words, the individual or entity using the County space must leave the premises in equal or better condition in which they found the premises before their function. Any deviation from this code of conduct will be a material breach and may be subject to revocation of access and costs of repairs to the public property, and any other janitorial/cleaning expenses associated with or caused by the event or those attending the event.

On behalf of _____ [Entity], I am requesting use of County public space and agree to the foregoing and agree to indemnify and hold Dauphin County harmless from any direct cost or damages arising from the willful or negligent act or omission of _____ [Entity], its officers, agents, servants, employees and volunteers relating to the use of the County Space, as set forth above. _____ [Entity], in no way, assumes or agrees to be responsible for any act or omission of Dauphin County, its agents, servants and employees, or for any person who is not an officer, agent, servant, employee, or volunteer of _____ [Entity], nor assume or agree to be responsible for any act or omission of others on the County Space, including the persons being served.

Signature

Print name

Email

Entity Name /Address

Cell Phone Number

Organization Name: _____

This Organization is a(n) Corporation Association Individual Other

Contact Person: _____

Contact Person Address: _____ Email: _____

Description of Event: _____

Date of Event: _____

Time the Event is to Commence: _____ Event will end no later than: _____

Area Requested for Use: _____

List of equipment, seating, exhibitor signago to be used: _____

No food or drink will be served or used except: _____

Ministries

Church:	Contact Person:	M	T	W	TH	F	Sat	Sun
Glad Tiding Assembly of God 190 Fulling Mill Rd Middletown, PA 17057	Liesa Perry 350-0919 Pastor John Lanza 944-1042							
Isaiah 61 Ministries 53 Union Church Rd Halifax, PA 17032	April & Angel Ocasio April: 557-5166 Angel: 557-7027							
Bilingual Christian Church 13th and Derry Street Harrisburg, PA	Geovany:623-2202 Carlos: 379-2644							
Bethesda Mission 2101 N. Front Street Bldg 1 Suite 301 Harrisburg, PA 17110	Chuch Wingate 257-4442 ext. 226 Communications: Ken Ross 257-4442 X 223					9p-11p	9p-11p	
St. Pauls Missionary Baptist	Harold Thaxton 1563 Vernon Street. Apt #2 Harrisburg, PA 17104 717-329-7301 (cell)				6p-8p			

Victory Outreach S 12th Street Harrisburg, PA 17101	Cathy O'Neal-Sloan 829-8826							
OPTED OUT								