

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

THE NATIONAL ASSOCIATION FOR THE )  
ADVANCEMENT OF COLORED PEOPLE )  
ERIE UNIT 2262 and CITIZENS FOR )  
PENNSYLVANIA’S FUTURE, )

Plaintiffs )

v. )

CIVIL ACTION NO. 20-362  
Judge Susan Paradise Baxter

FEDERAL HIGHWAY ADMINISTRATION )  
and )  
PENNSYLVANIA DEPARTMENT OF )  
TRANSPORTATION, )

Defendants. )

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**PLAINTIFFS’ MOTION FOR PRELIMINARY INJUNCTION**

Plaintiffs respectfully move the Court for a preliminary injunction restraining the Pennsylvania Department of Transportation (“PennDOT”) from proceeding with the Erie Bayfront Parkway Project (“the Project”) as defined by the categorical exclusion for the Bayfront Parkway (AR-19), including by awarding any construction contract for the Project or proceeding with any construction converting intersections to roundabouts. As set forth in the accompanying memorandum, Plaintiffs have shown that they are likely to suffer irreparable harm if the Court does not enjoin PennDOT from taking further action on the Project.

Pursuant to Local Rule 7(B), a proposed order is attached.

Respectfully submitted this 29<sup>th</sup> day of August, 2022,

s/ Hillary Aidun

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### **CERTIFICATE OF SERVICE**

I hereby certify that on August 29, 2022, I electronically filed the foregoing with the Clerk of the Court for the Western District of Pennsylvania by using the CM/ECF system. I certify that all counsel of record in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

s/ Bobbie D. Norman  
Bobbie D. Norman