

GEOFFREY DAVIDIAN d.b.a.  
MILWAUKEEPRESS.NET

Petitioner,

V.

VILLAGE OF SHOREWOOD, WISCONSIN,  
VILLAGE MANAGER EDWARD MADERE, IN HIS  
OFFICIAL AND PERSONAL CAPACITY, VILLAGE  
ATTORNEY RAYMOND POLLEN, IN HIS OFFICIAL  
AND PERSONAL CAPACITY and THE LAW FIRM  
OF CRIVELLO, CARLSON & MITKOWSKI, S.C.

Respondents

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§ Case No. 2003-CV-011036  
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**PETITIONER'S VERIFIED MOTION FOR TEMPORARY AND PERMANENT  
INJUNCTIONS TO PROTECT SHOREWOOD VILLAGE PUBLIC RECORDS  
PENDING HEARING ON WRIT OF MANDAMUS**

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COMES NOW THE PETITIONER, GEOFFREY DAVIDIAN, pro se, doing business as MilwaukeePress.Net, upon the Verified Motion herein respectfully moves the Court for:

1. A Temporary Injunction enjoining the Respondents, their officers, agents, employees and all those persons in active concert or participation with it, from destroying, erasing, relocating or in any way withholding any documents, including correspondence, internal memoranda, email, voice mail, handwritten notes, minutes, agendas, schedules or calendars relating to any discussion, vote, conference, opinion or inquiry as to the legitimacy of any loan, advance or expenditure above the \$5 million approved by voters to meet obligations of the Shorewood Village Library.

2. A Temporary Injunction enjoining respondents, their officers, agents, employees, and all those persons in active concert or participation with them, from defacing, redacting, manipulating electronically or otherwise obscuring any written record or documents, recorded voice or any record whatsoever regarding the use of tax or public money to be used to offset expenses of the Shorewood Public Library because of financial needs arising from the failure or delay by persons who pledged private funds for construction or operation of Library to honor their promises to fund the project.
3. A Preliminary Injunction enjoining respondents, their officers, agents, employees, and all those persons in active concert or participation with them, from violating Wis. Stat. § 19.35(1)(a) (1999-2000) by charging arbitrary fees for copies of public records when original records are requested for inspection.
4. Said Temporary and Preliminary Injunctions are requested to be issued by this Court pending a hearing and determination of Petitioner's Motion for Writ of Mandamus on the grounds that immediate and irreparable loss, damage, and injury will result to Petitioner and the status quo between the parties will be irreparably altered before notice can be given and the Respondents or their attorneys can be heard in opposition.
5. Petitioner also respectfully moves the Court for the Injunctive relief because there will be irreparable harm to Petitioner and violation of Wisconsin law if records are destroyed, altered or manipulated before this Court can hear the merits within 90 days of Petitioner's request for a Writ of Mandamus to command Respondents provide access to public records sought by Petitioner but denied by Respondents.

6. Petitioner moves for said Injunctive relief based on the likelihood that Respondents will suffer no monetary loss and would only be slightly inconvenienced by the Court's issuance of a Temporary or Permanent order demanding they abide by the State Public records Act, and that Petitioner would likely prevail on the merits that public records should not be destroyed or altered since the Legislature has mandated that public records be retained and open for public inspection.
7. Petitioner further asks that no bond be required for security as there will be no damage to Respondents or adverse impact on public safety.

**VERIFIED MOTION**

I, Geoffrey Davidian, represent that I have read the **PETITIONER'S VERIFIED MOTION FOR TEMPORARY AND PERMANENT INJUNCTIONS TO PROTECT SHOREWOOD VILLAGE PUBLIC RECORDS PENDING HEARING ON WRIT OF MANDAMUS**, have direct and indirect knowledge of the allegations contained therein, and that the allegations are true and correct to the best of my knowledge.

Dated this 15<sup>th</sup> day of December, 2003

BY: \_\_\_\_\_  
Geoff Davidian

\_\_\_\_\_  
Notary Public, State of Wisconsin

Commissions Expires: \_\_\_\_\_