

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

INTERNATIONAL KEYSTONE)
KNIGHTS OF THE KU KLUX KLAN)
INC, a/k/a International Knights of KKK,)
and a/k/a IKK Realm of Georgia and a/k/a)
Georgia IKK Ku Klux Klan and)
APRIL CHAMBERS,)

Plaintiffs,)

v.)

THE STATE OF GEORGIA; NATHAN)
DEAL, in his official capacity as Governor)
of the State of Georgia; UNION COUNTY,)
GEORGIA; NORTH GEORGIA)
RESOURCE MANAGEMENT)
AUTHORITY, d/b/a Keep Our Mountains)
Beautiful Program; LAMAR PARRIS, in)
his official capacity as Union County,)
Georgia Commissioner; LESLIE)
GEORGE, in his official capacity as)
Executive Director of North Georgia)
Resource Management Authority; THE)
GEORGIA DEPARTMENT OF)
TRANSPORTATION; and KEITH)
GOLDEN, in his official capacity as)
Commissioner of the Georgia)
Department of Transportation,)

Defendants.)
_____)

CIVIL ACTION

FILE NO. _____

PETITION FOR MANDAMUS AND COMPLAINT
FOR DECLARATORY JUDGMENT AND INJUNCTION

COME NOW Plaintiffs, International Keystone Knights of the Ku Klux Klan, Inc. and April Chambers, and file this Complaint for Declaratory Judgment, Injunctive Relief, Due Process violations, and Petition for Mandamus pursuant to O.C.G.A. § 9-6-20, et. seq., against Defendants above-named and show this Court the following:

INTRODUCTION

A regulation predicated on the content of speech, is a content-based restriction and subject to judicial review under strict scrutiny analysis which requires the State to establish that its regulation is necessary to serve a compelling state interest and that it is narrowly drawn to achieve that end. *State v. Cafe Erotica, Inc.*, 269 Ga. 486. Under the strict scrutiny test, the burden is on the government to establish the necessity of the classification. *Poulos v. McMahan*, 250 Ga. 354. Defendants have refused to issue an Adopt-a-Highway permit to Plaintiffs, based upon Defendants' perception of the content of Plaintiffs' speech, in violation of the Georgia Constitution, Art. 1, Sec. 1, Para. 5.

Defendants have set criteria for qualification for the Adopt-a-Highway program that are unconstitutionally vague, and Defendants have established no process for appeal of denial of an application, all in violation of the Due Process rights embodied in the Georgia Constitution, Art. 1, Sec. 1, Para. 1.

PARTIES AND JURISDICTION

1.

Plaintiff, International Keystone Knights of the Ku Klux Klan ("KKK") is an Arkansas corporation registered to operate in the State of Georgia, which also is known as the IKK Realm of Georgia and Georgia IKK Ku Klux Klan (hereinafter "IKKK").

2.

Plaintiff April Chambers is a Georgia resident.

3.

Defendant State of Georgia may be served by service upon the Attorney General of Georgia, Sam Olens, at the Office of the Attorney General, 40 Capitol Square Southwest,

Atlanta, Georgia 30334. Defendant State of Georgia resides in Fulton County and is therefore subject to the jurisdiction and venue of this Court. Defendant State of Georgia is sued jointly and severally with other defendants and is therefore also subject to the jurisdiction and venue of this Court.

4.

Defendant Nathan Deal is Governor of the State of Georgia. He may be served at 40 Capitol Square, Southwest, Atlanta, Georgia 30334. Defendant Governor Deal, in his official capacity, resides in Fulton County, and is therefore subject to the jurisdiction and venue of this Court. Defendant Governor Deal is sued jointly and severely with other Defendants, and is also therefore subject to the jurisdiction and venue of this Court.

5.

Defendant Union County, Georgia (“Union County”) is a political subdivision of the State, created by the Georgia Constitution, who resides in Union County, Georgia. Service can be perfected by serving its Commissioner, Lamar Parris, at the Office of the Commissioner at 65 Courthouse Street, Blairsville, Georgia 30512. Union County is sued jointly and severally with other Defendants herein. Jurisdiction and venue are therefore proper in this Court.

6.

Defendant Lamar Parris (“Parris”) is the Commissioner of Union County, Georgia. He may be served at the Union County Commissioners Office, which is located at 65 Courthouse Street, Blairsville, Georgia 30512. Defendant Parris is sued jointly and severally with other defendants herein. Jurisdiction and venue are therefore proper in this Court.

7.

Defendant North Georgia Resource Management Authority (“North Georgia”) resides at 170 Scoggins Drive, Demorest, Georgia 30535, Habersham County. Defendant North Georgia is sued jointly and severally with other Defendants and can be served by service on Leslie George, its Executive Director. North Georgia is therefore subject to the jurisdiction and venue of this Court.

8.

Defendant Leslie George (“George”) is the Executive Director of North Georgia. He can be served at North Georgia, located at 170 Scoggins Drive, Demorest, Georgia 30535, Habersham County. Defendant George issued jointly and severally with other Defendants, and is therefore subject to the jurisdiction and venue of this Court.

9.

Defendant Georgia Department of Transportation (“GDOT”) resides at 1 Georgia Center, 600 West Peachtree Street, Atlanta, Georgia, Fulton County, and may be served by service upon its Commissioner Keith Golden. Defendant GDOT is sued jointly and severally with other Defendants, and is therefore subject to the jurisdiction and venue of this Court.

10.

Defendant Keith Golden (“Golden”) is the Commissioner of GDOT, and can be served at GDOT located at 1 Georgia Center, 600 West Peachtree Street, Atlanta, Georgia, Fulton County. Defendant Golden is sued jointly and severally with other Defendants. Defendant Golden is therefore subject to the jurisdiction and venue of this Court.

11.

The Defendants are jointly and severally liable for the matters contained herein. Jurisdiction and venue are proper as to all Defendants.

FACTS

12.

On or about May 7, 2012, Plaintiff Chambers called Peggy Deyton (“Deyton”) at the Union County Commissioner’s Office. Harley Hanson (“Hanson”) and April Chambers (“Chambers”), on behalf of Plaintiffs, expressed Plaintiffs’ desire to join the Georgia Adopt-a-Highway program. Deyton was the administrator of the program, on behalf of the Union County Commissioner and Union County. Deyton told Hanson and Chambers to come in and fill out an application.

13.

Upon arrival, Hanson and Chambers advised Deyton that they represented the International Keystone Knights of the Ku Klux Klan, and it was the intention of their group to participate in the KOMB (Keep Our Mountains Beautiful) program.

14.

KOMB is the name of the Adopt-a-Highway program and the Highway 515 Adopt-a-Road program, as delegated by the State of Georgia and GDOT to Union County. Deyton said there would be no problem with their request. During their conversation, Defendant Parris passed through the meeting room.

15.

Hanson and Chambers submitted the application (Exhibit A) on behalf of Plaintiffs, and KKK was accepted into the program.

16.

Deyton informed Hanson and Chambers that the name as requested in the application would be the name on the highway sign.

17.

Deyton informed Hanson and Chambers that Plaintiffs' permanent sign would be made and sent to Plaintiffs in about five weeks.

18.

Deyton, on behalf of Defendants Union County and North Georgia, gave Hanson and Chambers the safety vest and trash bags given to all program participants.

19.

Deyton advised Hanson and Chambers and that they could begin picking up litter on Highway 515.

20.

Deyton explained to Hanson and Chambers that the goal of Defendants Union County and North Georgia was to adopt out the entire stretch of Highway 515 in Union County. She told them that Jack Butler would determine which mile marker would be assigned to Plaintiffs.

21.

On or about May 14, 2012, Deyton told Plaintiffs' agent, Hanson, by phone, that Plaintiffs should clean up mile markers 1-2, 2-3, or 3-4, at their discretion, until Jack Butler delegated to them one of the mile sections. Plaintiffs thereafter began participating in the Adopt-a-Highway Program.

22.

Also on May 14, 2012, Plaintiffs' agent received a letter from Defendant North Georgia stating that due to budget cuts, Union County would no longer handle the Highway 515 Adopt-a-Highway program. Exhibit B. The letter suggested that Plaintiffs contact GDOT and apply through them.

23.

On or about May 15, 2012, Plaintiffs contacted GDOT, speaking with its agent Bill Wright. Mr. Wright said, by phone, that he did not know if Union County ever had the authority to operate the Adopt-a-Highway program. Wright said he would call back after looking into it.

24.

On or about May 16, 2012, Plaintiffs again contacted GDOT, speaking with Chris DeGrace. Mr. DeGrace said that Mr. Wright was still looking into the matter.

25.

Also on May 16, 2012, Plaintiffs filled out a second application, this time on a GDOT form as requested, and mailed it. Exhibit C.

26.

On or about May 21, 2012, having not heard from GDOT, Plaintiffs, through their agent Hanson, asked for an update on when the application would be granted. Mr. DeGrace said that it had been forwarded to Ronnie Presley, the Regional Coordinator for GDOT.

27.

On or about May 22, 2012, Presley called Hanson and said the application was complete and that Plaintiffs would receive its sign in six to eight weeks.

28.

Presley sent Hanson an email with an attached waiver of liability to sign and return.

Exhibit D.

29.

Presley stated he would call Plaintiffs the following week to discuss safety and providing Plaintiffs a GDOT vest and trash bags.

30.

On or about May 29, 2012, having not heard from Presley, Hanson called three times and left messages for Presley.

31.

On or about June 8, 2012, Hanson received a call from Meg Pirkle of GDOT who informed him that the application was still being reviewed.

32.

On or about June 12, 2012, Plaintiffs received a letter from Defendant Golden of GDOT denying Plaintiffs' Adopt-a-Highway application. Exhibit E. The reasons given were a) Highway 515 had a speed limit of 65 miles per hour, which violated Adopt- a-Highway regulations, and would be unsafe for volunteers and the traveling public; b) the applicant has a long-rooted history of civil disturbance, which would cause a significant public concern.

33.

Throughout the Adopt-a-Highway application process, Plaintiffs have offered and continue to offer to adopt another stretch of another State Road nearby if Highway 515 is unavailable.

34.

At the time Plaintiffs applied to Adopt-a-Highway, on May 7, 2012, the State of Georgia and GDOT had delegated the program to Union County and the North Georgia Resource Management Authority.

35.

Plaintiffs were accepted in the program on or about May 7, 2012, given trash bags and vests, and directed to start picking up litter.

36.

At the time of Plaintiffs' acceptance in the Adopt-a-Highway program, numerous stretches of Highway 515 had Adopt-a-Highway signs, including one proclaiming that a Wal-Mart store had adopted a mile close by.

37.

When Plaintiffs received the letter from Defendant North Georgia on or about May 14, 2012 (Exhibit B), stating that Union County would no longer handle the Highway 515 Adopt-a-Highway program due to budget cuts, no budget cuts had occurred as alleged. The true reason for said letter was to deny Plaintiffs their free speech rights because of the perceived unpopular message associated with Plaintiff KKK.

38.

On or about May 14, 2012, Defendants Union County and North Georgia caused the Wal-Mart Adopt-a-Highway sign to be removed, as well as the pole upon which it was attached.

39.

Said removal was accomplished to support the pretextual reason for denying Plaintiff KKK's application.

40.

Defendant's May 14, 2012, letter to Plaintiffs (Exhibit B) also directed Plaintiffs to reapply for the Adopt-a-Highway program with GDOT. Said direction was an improper and pretextual denial of Plaintiffs' rights to freedom of speech under the Georgia Constitution (Art. 1, Par. 1, Sec. 5).

41.

When Plaintiffs' agent, Hanson, contacted GDOT by phone on May 15, 2012, per paragraph 16 of this Complaint, Defendant GDOT knew that a new GDOT application was not necessary, and that Defendant Union County and Defendant North Georgia had the delegated right to grant Adopt-a-Highway applications, and had granted this application and others in the past.

42.

The demand that a new application be submitted was a pretext to deny Plaintiffs their right to participate in the Adopt-a-Highway program because of the perceived content of the Plaintiffs' speech, in violation of the Georgia Constitution, Right of Free Speech and Freedom of Association.

43.

From about May 16, 2012, when Plaintiffs submitted a second application, until June 12, 2012, Defendant GDOT searched in vain for a pretextual reason to deny Plaintiffs' application.

44.

Prior to sending its denial letter, Defendant knew that a the United States Court of Appeals for the Eighth Circuit had ruled against Missouri officials, and in favor of the Knights of

the Ku Klux Klan, in an almost identical case, and that the Supreme Court of the United States denied a writ of certiorari in that case.

45.

When the denial letter was issued on June 12, 2012, Defendants knew the grounds listed were frivolous and pretextual, but denied the application to shift their duty to uphold free speech to a court instead.

46.

Neither GDOT regulations nor any other regulations exist which provide Plaintiffs with the right to appeal the denial of its application.

47.

The terms relevant to the Adopt-a-Highway application are undefined and unconstitutionally vague in violation of due process, under the Georgia Constitution Art.1, Par. 1, Sec. 1.

48.

The terms within the application and regulations of the Adopt-a-Highway program are unconstitutionally overbroad in violation of free speech and freedom of association under the Georgia Constitution.

49.

The June 12, 2012, letter from GDOT, written by Commissioner Keith Golden, denying Plaintiffs an Adopt-a-Highway permit, stated in part:

The impact of erecting a sign naming an organization which has a long rooted history of civil disturbance would cause a significant public concern. Impacts include safety of the travelling public, potential social unrest, driver distraction, or interference with the flow of traffic. These potential impacts are such that were the application granted, the goal of the program, to allow civic minded

organizations to participate in public service for the State of Georgia, would not be met.

50.

The United States Supreme Court has held:

[E]ven though a person has no “right” to a valuable governmental benefit and even though the government may deny him the benefit for any number of reasons, there are some reasons upon which the government may not rely. It may not deny a benefit to a person on a basis that infringes his constitutionally protected interests—especially, his interest in freedom of speech. For if the government could deny a benefit to a person because of his constitutionally protected speech or associations, his exercise of those freedoms would in effect be penalized and inhibited. This would allow the government to “produce a result which [it] could not command directly.” Such interference with constitutional rights is impermissible.

Perry v. Sindermann, 408 U.S. 593, 597, 92 S.Ct. 2694, 33 L.Ed.2d 570 (1972) (quoting *Speiser v. Randall*, 357 U.S. 513, 526, 78 S.Ct. 1332, 2 L.Ed.2d 1460 (1958)). *See also, Cuffley v. Mickes*, 208 F.3d 702, 707 (8th Cir. 2000).

COUNT ONE – MANDAMUS

51.

A defect of legal justice has ensued from Defendants’ failure to perform their legal duty to issue an Adopt-a-Highway permit to Plaintiffs, and there is no other specific legal remedy to ensure Plaintiffs’ legal rights. Therefore, pursuant to O.C.G.A. § 9-6-20, Plaintiffs are entitled to a writ of mandamus to compel Defendants’ to issue an Adopt-a-Highway permit to Plaintiffs.

52.

One or more of the Defendants has a duty to issue the permit necessary for Plaintiffs to participate in the Adopt-a-Highway program or the Keep Our Mountains Beautiful program.

COUNT TWO – INJUNCTION

53.

Plaintiffs have been injured and suffer a continuing injury caused by the denial of their due process and free speech rights.

54.

Plaintiffs have no adequate remedy at law that will address Defendants' wrongful denial of an Adopt-a-Highway permit.

55.

Plaintiffs are entitled to a permanent injunction prohibiting Defendants from denying Plaintiffs an Adopt-a-Highway permit because Defendants' reasons for denial of the permit is impermissibly content-based and therefore must be subject to strict scrutiny, requiring the State to establish that the denial is necessary to serve a compelling State interest and that it is narrowly drawn to achieve that end.

56.

Plaintiffs are entitled to a permanent injunction prohibiting Defendants from denying Plaintiffs an Adopt-a-Highway permit because Defendants' criteria for issuance of an Adopt-a-Highway permit is impermissibly vague and overbroad, and Defendants have established no avenue for appeal of a denial of a permit.

COUNT THREE – DECLARATORY JUDGMENT

57.

Defendants have wrongfully denied Plaintiffs an Adopt-a-Highway permit for impermissible reasons related to Plaintiffs' free speech rights under the Georgia Constitution.

58.

Defendants have wrongfully denied Plaintiffs an Adopt-a-Highway permit for impermissible reasons related to Plaintiffs' free association rights under the Georgia Constitution.

59.

Plaintiffs are entitled to declaratory judgment holding that Defendants have wrongfully denied Plaintiffs an Adopt-a-Highway permit based on the content of Plaintiffs' speech.

60.

Plaintiffs are entitled to declaratory judgment holding that Defendants' procedures for the Adopt-a-Highway program violate due process because the terms relevant to the Adopt-a-Highway application are undefined and unconstitutionally vague.

61.

Plaintiffs are entitled to declaratory judgment holding that Defendants' procedures for Adopt-a-Highway violate due process because said procedures lack any avenue to appeal denial of a permit.

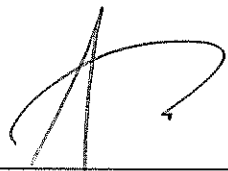
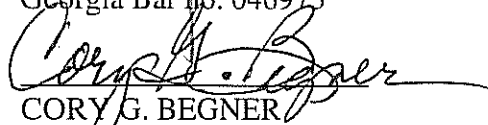
WHEREFORE, Plaintiffs pray that this Court will grant them the following relief:

- a) Issuance of a writ of mandamus to compel Defendants' to issue an Adopt-a-Highway permit to Plaintiffs;

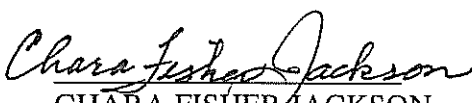
- b) A permanent injunction prohibiting Defendants from denying Plaintiffs an Adopt-a-Highway permit;
- c) Declaratory judgment holding that Defendants have wrongfully denied Plaintiffs an Adopt-a-Highway permit based on the content of Plaintiff's speech;
- d) Declaratory judgment holding that Defendants' procedures for the Adopt-a-Highway program violate due process because the terms relevant to the Adopt-a-Highway application are undefined and unconstitutionally vague;
- e) Declaratory judgment holding that Defendants' procedures for Adopt-a-Highway violate due process because said procedures lack any avenue to appeal denial of a permit;
- f) Any and all such further relief to which the Court deems Plaintiffs are entitled.

Respectfully submitted, this 13th day of September, 2012.

BEGNER & BEGNER
5180 Roswell Road
South Building, Suite 100
Atlanta, Georgia 30342
404-531-0103 (voice)
404-531-0107 (fax)
cbegner@bellsouth.net


ALAN I. BEGNER
Georgia Bar no. 046975

CORY G. BEGNER
Georgia Bar no. 046980

ACLU FOUNDATION OF GEORGIA
1900 The Exchange, Suite 425
Atlanta, GA 30339
770-303-8111 (voice)
cfjackson@acluga.org


CHARA FISHER JACKSON
Georgia Bar no. 386101
(by express permission cgb)

Keep Our Mountains Beautiful Adopt-A-Highway Program

Whereas, the Keep Our Mountains Beautiful (KOMB) program, Union County Commissioner and

Georgia Ikk Ku Klux Klan
Recognize the need and desirability of litter-free highways and roads; and

Whereas, the "Adopt-A-Highway" program has been established for Civic Organizations, non-profit organizations, and interested parties to contribute toward the effort of maintaining litter-free highways and roads; and

Whereas, the Georgia Ikk Ku Klux Klan is aware of the potentially hazardous work which is to be performed; and

Whereas, the Georgia Ikk Ku Klux Klan agrees to abide by the Adopt-A-Highway rules and regulations attached; and

Whereas, the Georgia Ikk Ku Klux Klan understands that the KOMB program & the Union County Commissioner agrees to cooperate in the development and implementation of the Adopt-A-Highway program, but cannot assume any liability with respect thereto.

Therefore, the Keep Our Mountains Beautiful & the Union County Commissioner recognizes

Georgia Ikk Ku Klux Klan
As the adopting organization for

<u> Hwy 515 </u> County Road Number	County Road Name	Location
--	------------------	----------

Furthermore, the Georgia Ikk Ku Klux Klan accepts the responsibility for picking up litter on this section of County Road, and promoting a litter-free environment on the following dates: _____, _____, and _____.

Georgia Ikk Ku Klux Klan
Name of Organization or Group

(This should be the name you want on your sign)

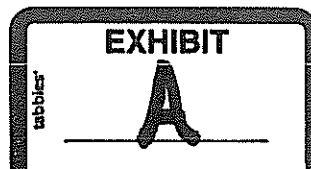
Opil Clarke
Authorized Signature

678-200-0899
Phone number

Kligrapp
Title

P.O. Box 253 Blairsville GA 30514, georgiakligrapp@hotmail.com
Mailing Address e mail

Send completed form to: Peggy Deyton, Union County Commissioner's Office, 114 Courthouse Street Box 1, Blairsville, GA 30512



NORTH GEORGIA RESOURCE MANAGEMENT AUTHORITY

Keep Our Mountains Beautiful

Working to protect the quality and quantity of our resources

170 Scoggins Drive

Demorest, GA 30535

(706) 894-2785 Fax (706) 894-1597

ngrma.lesliegeorge@gmail.com

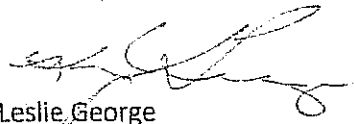
www.ngrma.org

Leslie George
Executive Director

May 14, 2012

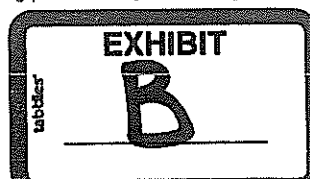
Dear Applicant,

Due to budget cuts Union County will no longer be handling the Hwy 515 Adopt A Highway program. Because this is a State Highway you will need to contact the Georgia Department of Transportation (GDOT) and apply with them to adopt a section of Hwy. 515.


Leslie George

North Georgia Resource Management Authority

An Authority made up of Northeast Georgia Counties for the purpose of promoting safe solid waste handling practices by educating, recycling and composting



Georgia DOT Adopt-A-Highway Program

GDOT Adopt-A-Highway Program
600 West Peachtree St, Ste 1044
Atlanta, GA 30308

GDOT Use Only
Permit No. _____
Dist / RTE _____
County _____

Adopt-A-Highway Permit Application

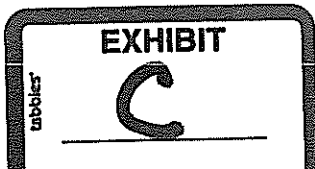
Please print legibly in ink and mail to the above address or fax to us at: (404) 631-1932

Request (check one) New Renew Permit No. _____ Date 5/16/12

APPLICANT INFORMATION	ORGANIZATION OR APPLICANT <u>International Keystone Knights of KKK</u>		APPLICATION DATE			
	NAME AS YOU WANT IT TO APPEAR ON ROAD SIGN: LINE 1: <u>IKK REALM OF GA</u> LINE 2: <u>KU KLU X KLA</u>					
	PRIMARY CONTACT NAME <u>April Chambers</u>		ALTERNATE CONTACT NAME <u>Harley Henson</u>			
	PRIMARY CONTACT PHONE <u>678-200-0899</u>		ALTERNATE CONTACT PHONE <u>678-200-0899</u>			
	ADDRESS <u>P.O. box 253</u>		ADDRESS <u>" "</u>			
	CITY, STATE, ZIP <u>Blairsville GA 30514</u>		CITY, STATE, ZIP <u>" "</u>			
	E-MAIL ADDRESS <u>Renewed71@hotmail.com</u>		E-MAIL ADDRESS <u>" "</u>			
LOCATION INFORMATION	CITY <u>Blairsville</u>	COUNTY <u>Clayton</u>				
	STATE ROUTE OR U.S. ROUTE NUMBER <u>515</u>	ROAD NAME				
	STARTING POINT MILE POST <u>0</u>	CLOSEST CROSS STREET (Distance and Direction from Site) <u>Foster road at mile marker</u>				
	ENDING POINT MILE POST <u>1</u>	CLOSEST CROSS STREET (Distance and Direction from Site) <u>Amy's Cove road at mile marker</u>				
WORK INFORMATION	WORK TO BE PERFORMED BY: <input checked="" type="checkbox"/> VOLUNTEERS <input type="checkbox"/> OWN FORCES <input type="checkbox"/> CONTRACT FORCES					
	TYPE OF WORK: <input checked="" type="checkbox"/> LITTER REMOVAL <input type="checkbox"/> OTHER:					
	EXPECTED AVERAGE NUMBER OF WORKERS <u>4-8</u>	NUMBER OF YEARS YOUR GROUP HAS VOLUNTEERED <u>10+</u>				
	EXPECTED DATES OF PICKUP (Enter one date for each period)					
	YEAR ONE					
	APRIL	<u>JUNE</u> / JULY <u>16th</u>	AUGUST / <u>SEPT</u> <u>8th</u>	OCT / <u>NOV</u> <u>17th</u>	OPTIONAL	OPTIONAL
	YEAR TWO					
APRIL	JUNE / JULY	AUGUST / SEPT.	OCT. / NOV.	OPTIONAL	OPTIONAL	
"Expected dates of pickup" will be assumed unless the GDOT's office is notified 48 hours in advance of any deviation from the planned work dates entered for each period.						

The group acknowledges the conditions of the work, agrees to the terms and conditions set by the Georgia Department of Transportation, and agrees to hold the State of Georgia and the State's agents or employees harmless from any and all claims or actions resulting from the Adopt-A-Highway Program.

April Chambers 5-16-12
Authorized Signature Date
April Chambers Kligrapp
Printed Name Title



Georgia DOT Adopt-A-Highway Program

Participant Waiver Form

The undersigned hereby states that they are a volunteer participant in the Georgia Department of Transportation "Adopt-a-Highway Program", and a member of an approved adopting organization in accordance with Georgia Department of Transportation guidelines for the "Adopt-a-Highway Program." The undersigned further states that they are aware that participation in the "Adopt-a-Highway Program" is voluntary, and that working on or adjacent to highways and public roads of the State of Georgia is a high-risk work environment with numerous hazards. The undersigned states that they will follow all Department of Transportation safety guidelines and directives pursuant to briefings and other information provided by the Georgia Department of Transportation, and that they will wear all required items of safety gear and equipment provided for the performance of their volunteer duties.

The undersigned, and all successors and assigns thereto, shall save harmless the Department of Transportation, its officers, agents, and employees from all suits, claims, actions or damages of any nature whatsoever resulting from the performance of work assigned to the undersigned as a volunteer participant in the "Adopt-a-Highway Program." The undersigned further states that they shall be fully responsible for injury or damage to any property or fixtures of the Department within the right-of-way. These indemnities shall not be limited by reason of the listing of any insurance coverage.

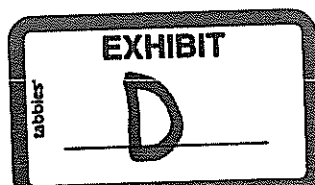
It is further understood and agreed that the undersigned, or any successor or assigns thereto, in the conduct of participation in the "Adopt-a-Highway Program," shall not be considered the agent of the Georgia Department of Transportation or the State of Georgia.

SIGNATURE OF VOLUNTEER	PRINTED NAME OF VOLUNTEER	ADDRESS OF VOLUNTEER

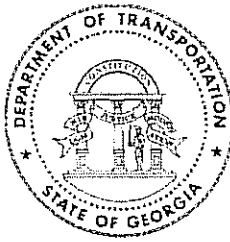
Organization: _____

Collection site: _____

Collection date: _____



Keith Golden, P.E., Commissioner



GEORGIA DEPARTMENT OF TRANSPORTATION

One Georgia Center, 600 West Peachtree Street, NW
Atlanta, Georgia 30308
Telephone: (404) 631-1000

June 12, 2012

Ms. April Chambers
P.O. Box 253
Blairsville, GA 30514

Re: Georgia Adopt a Highway Application

Dear Ms. Chambers:

Thank you for your interest in participating in the Georgia Department of Transportation Adopt a Highway program. Your application to participate in the program has been denied.

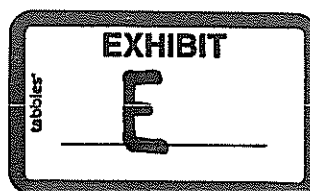
You have applied for a controlled access section of SR 515, with a speed limit of 65 mph. The Department has determined, in accordance with the written Adopt a Highway documentation, for the safety of any volunteers and the travelling public, this location is not an area which may be adopted.

The impact of erecting a sign naming an organization which has a long rooted history of civil disturbance would cause a significant public concern. Impacts include safety of the travelling public, potential social unrest, driver distraction, or interference with the flow of traffic. These potential impacts are such that were the application granted, the goal of the program, to allow civic minded organizations to participate in public service for the State of Georgia, would not be met.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Golden".

Keith Golden, P.E.
Commissioner



IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

INTERNATIONAL KEYSTONE)
KNIGHTS OF THE KU KLUX KLAN)
INC, a/k/a International Knights of KKK,)
and a/k/a IKK Realm of Georgia and a/k/a)
Georgia IKK Ku Klux Klan and)
APRIL CHAMBERS,)

Plaintiffs,)

v.)

UNION COUNTY, GEORGIA; NORTH)
GEORGIA RESOURCE MANAGEMENT)
AUTHORITY, d/b/a Keep Our Mountains)
Beautiful Program; et. al.)

Defendants.)

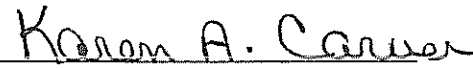
CIVIL ACTION
FILE NO. _____

VERIFICATION

Personally appeared before the undersigned officer, duly authorized to administer oaths, APRIL CHAMBERS, who, after first being duly sworn, deposes and says that the facts contained in the foregoing *PETITION FOR MANDAMUS AND COMPLAINT FOR DECLARATORY JUDGMENT, INJUNCTION AND DUE PROCESS VIOLATIONS* are true and correct to the best of her knowledge, information and belief.

By: 
APRIL CHAMBERS

Sworn to and subscribed before me this 29th day of August, 2012.


NOTARY JAN 22 2016
My commission expires on _____.