

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

COMMUNITY ARTS ADVOCATES, INC. )  
and STEPHEN H. BAIRD, )  
Plaintiffs, )  
v. )  
CITY OF BOSTON, )  
Defendant. )

CIVIL ACTION NO. 04-11618-NG

**EXHIBIT A**

to:

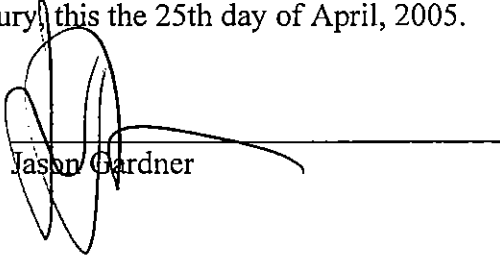
**PLAINTIFFS' SURREPLY TO**  
**DEFENDANT CITY OF BOSTON'S REPLY**  
**IN SUPPORT OF ITS MOTION TO DISMISS**



having a meeting on the following Monday about street performers. He said I was allowed to perform but that it would be better if I moved somewhere else. The unknown man then said that a truck was coming to unload equipment in the spot where I was setting up anyway.

7. Because of the confusion, and based in part on the Police Officer's recommendation, I decided to move and to perform on Boston Common instead. I began performing on Boston Common using a small wireless microphone attached to a small portable amplifier. After I had done two shows with the microphone, a Boston park ranger came over to me and told me that I needed a permit if I was going to use any amplification in the park. He said I could leave the park, or I could work without the microphone. I did two more shows without a microphone and then left Boston Common.

Signed under the pains and penalties of perjury, this the 25th day of April, 2005.

  
Jason Gardner