

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF FAIRFAX

HARRISON NEAL )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 FAIRFAX COUNTY POLICE )  
 DEPARTMENT, )  
 )  
 and )  
 )  
 EDWIN C. ROESSLER, JR., Chief of Police, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

Case No. CL-2015-5902  
The Hon. Robert J. Smith

**INJUNCTION, AWARD OF ATTORNEYS' FEES AND COSTS, AND FINAL JUDGMENT**


THIS CAUSE came before the Court, sitting without a jury, on December 18 and 19, 2018, for a bench trial at which all parties presented evidence and argument;

ADJUDGED, ORDERED and DECREED that:

- (1) Plaintiff's Petition for injunctive relief is granted;
- (2) Defendants Fairfax County Police Department and Chief Roessler are hereby permanently enjoined from the passive collection, storage and use of Automated License Plate Reader ("ALPR") data;
- (3) Plaintiff is awarded fees and costs in the following amounts: \$75,000.00 in attorneys' fees, \$122 in costs (filing fee for Complaint filed 5/4/15), which shall be payable by Defendant directly to the firm of Rich Rosenthal Brincefield Manitta Dzubin & Kroeger, LLP.

ENTERED this 31 day of May, 2019.

cc 19: A 5/31/19

  
Robert J. Smith / Circuit Court Judge

SEEN AND OBJECTED TO as to: the denial of requested reasonable attorney's fees and costs as well as the grounds articulated by the Court for such denial; the exclusion of an explicit restriction on the maintenance of ALPR data; the exclusion of language requiring deletion of currently stored ALPR data not directly related to investigation of specific criminal activity; and the exclusion of language requiring periodic updates via declaration of compliance with the Court's Order/Injunction.



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Edward S. Rosenthal (VSB No. 15780)  
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*Counsel for Harrison Neal, Plaintiff*

SEEN AND OBJECTED TO for the reasons stated on the record in all proceedings in this matter, and for the reasons stated in the Defendants' briefs submitted to the court in this case:



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and Fairfax County Police Department*