



FOR IMMEDIATE RELEASE

Brookhaven files for injunction to require Pink Pony to comply with ordinance

Brookhaven, GA, Oct. 10, 2014 – Brookhaven has filed for an injunction to stop the Pink Pony from operating in violation of the city’s sexually oriented business ordinance.

On Monday, the Georgia Supreme Court unanimously upheld the DeKalb County Superior Court’s ruling that Brookhaven’s sexually oriented business ordinance applies to the Pink Pony and is constitutional.

“The Georgia Supreme Court just held, in a 7-0 decision, that the Pink Pony’s lawsuit against Brookhaven was meritless. We are not asking for the Pink Pony to be shut down. We are requesting that the trial court now order the club to comply with the law,” Mayor J. Max Davis said.

The City has previously sought an injunction to require Stardust to comply with the sexually oriented business ordinance.

The request for injunction, filed in DeKalb County Superior Court, asks the Buford Highway club to cease violating the ordinance, which prohibits total nudity, alcohol consumption, and physical contact between erotic dancers and patrons. An affidavit included in the filing documents violations of all of these rules as recently as Tuesday. The filing also asks the court to require the club to pay the City’s attorneys’ fees incurred in the effort to secure compliance with the law.

The Pink Pony filed suit against the city last year, claiming the ordinance was a violation of free speech and a prior agreement it had with DeKalb County. The Georgia Supreme Court rejected these arguments, and upheld the ordinance based on “the established record regarding the deleterious effects of alcohol coupled with nude dancing.”

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