



United States Department of the Interior

NATIONAL PARK SERVICE

National Capital Region

1100 Ohio Drive, S.W.

Washington, D.C. 20242

IN REPLY REFER TO:

PUBLIC GATHERING PERMIT

Permit: 18-1484

Date: August 9, 2018

In accordance with Park Regulations as contained in C.F.R., Title 36, Chapter 1, Section 7.96, permission is granted to conduct a public gathering to the following:

Person(s) and/or Organization(s): Gene Stilp

Dates(s): Sunday, August 12, 2018

To: Sunday, August 12, 2018

Time: Starting: 10:00 am

Ending: 8:00 pm

Location(s):

Lafayette Park, Northwest Sidewalk South of Von Steuben Statue (center intersection where sidewalks conjoin)

Purpose: The applicant Gene Stilp will do a counter-protest to the fascist "Unite The Right" even tin order to Counter-Protest that event.

Anticipated Number or Participants: 5

Person(s) in Charge: Gene Stilp

Address(es): (b) (6)

Phone Number: (717) 829-5600

Mobile Number:

This permit is granted subject to the following conditions:

1. Permittee and all participants authorized therein must comply with all of the conditions of this permit and with all reasonable directions of the United States Park Police.
2. All sidewalks, walkways, and roadways must remain unobstructed to allow for the reasonable use of these areas by pedestrians, vehicles and other park visitors.

PERMITTEE IS RESPONSIBLE FOR READING AND ADHERING TO ATTACHED ADDITIONAL CONDITIONS.

PERMIT #18-1484

ISSUED TO: GENE STILP

LOCATION: LAFAYETTE PARK, NORTHWEST SIDEWALK SOUTH OF VON STEUBEN STATUE
(CENTER INTERSECTION WHERE SIDEWALKS CONJOIN)

DATE: AUGUST 12, 2018 (10:00 AM – 8:00 PM)

Activity Overview:

Gene Stilp will conduct a first amendment demonstration with the stated purpose “to counter-protest to the fascist “Unite the Right” event.” As part of the demonstration Mr. Stilp will burn one double sided Nazi/Confederate flag. Mr. Stilp may provide short remarks before or after the burning. The estimated maximum number of participants is 5.

Timeline:

10:00 am – 2:00 pm	Organizer arrives and sets up perimeter
2:00 pm – 7:30 pm	Demonstration
7:30 pm – 8:00 pm	Closing remarks in designated permitted area in Lafayette Park and dispersal of participants

The only authorized equipment permitted in Lafayette Park:

1. 1 - 4' x 6' Nazi/Confederate Flag
2. 1 - 30 gallon metal trash can
3. Orange cones
4. 2 - Fire extinguishers
5. Yellow caution tape
6. Bullhorn

Additional Site conditions specific to Lafayette Park

A. NPS regulations for Lafayette Park found in 36 CFR §7.96(g)(5)(x), generally prohibits the erection, placement or use of structures of any kind except for the following:

- a. Structures that are being hand-carried are allowed.
 - i. When less than one hundred (100) persons are participating in a demonstration in the Park, a temporary “soapbox” speaker’s platform is allowed as long as such platform is being erected, dismantled or used, providing that only one speaker’s platform is allowed per demonstrating group, and provided further that the speaker’s platform is no larger than three (3) feet in length, three (3) feet in width, and three (3) feet in height, and provided further that such speaker’s platform is authorized by a permit issued pursuant to paragraph (g) of 36CFR §7.96.. **For life and safety due to the nature of the activity the following items are permitted in Lafayette Park: 1-30 gallon metal trash can, orange cones, 2 fire extinguishers, yellow caution tape and bullhorn.**

Any equipment or structures not explicitly listed above in the equipment list or A.a.i are not permitted as part of this demonstration.

- ii. For the purpose of this section, the term “structure” includes props and displays, such as coffins, crates, crosses, theaters, cages, and statues; furniture and furnishings, such as desks, chairs, tables, bookcases, cabinets, platforms, podiums and lecterns; shelters, such as tents, boxes and other enclosures; wagons and carts; and all other similar types of property which might tend to harm park resources including aesthetic interests. Provided however that the term “structure” does not include signs; bicycles, baby carriages and

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baby strollers lawfully in the Park that are temporarily placed in, or are being moved across, the Park, and that are attended at all times while in the Park (the term ``attended’

is defined as an individual being within three (3) feet of his or her bicycle, baby carriage or baby stroller); and wheelchairs and other devices for handicapped in use by handicapped persons.

b. The use of signs except for the following:

i. Hand-carried signs are allowed regardless of size.

ii. **Permittee has requested the use of flags and flag poles as part of this demonstration.**
NOTE: Flags are treated as signs. As such, pursuant to 36 *CFR* 7.96 (g)(5)(ix)(B)(1) and 36 *CFR* 7.96 (g)(5)(ix)(B)(2), Signs that are not being hand-carried and that are no larger than four (4) feet in length, four (4) feet in width and one-quarter (1/4) inch in thickness (exclusive of braces that are reasonably required to meet support and safety requirements and that are not used so as to form an enclosure of two (2) or more sides) may be used in Lafayette Park, provided that no individual may have more than two (2) such signs in the Park at any one time, and provided further that such signs must be attended at all times (the term ``attended’ is defined as an individual being within three (3) feet of his or her sign(s)), and provided further that such signs may not be elevated in a manner so as to exceed a height of six (6) feet above the ground at their highest point, may not be arranged or combined in a manner so as to exceed the size limitations set forth in this paragraph, and may not be arranged in such a fashion as to form an enclosure of two (2) or more sides. For example, under this provision, two four-feet by four-feet signs may not be combined so as to create a sign eight feet long and four feet wide, and three such signs may not be arranged to create a sign four feet long and twelve feet wide, and two or more signs of any size may not be leaned or otherwise placed together so as to form an enclosure of two or more sides, etc.

B. No vehicles are permitted within Lafayette Park. No vehicular parking is available in the vicinity of Lafayette Park. *McPherson Square and Farragut West are the closest Metro stops.*

C. All cameras and filming equipment must be hand-held. No set-up of tripods or stands is allowed.

D. **Electricity and other Maintenance Requests: Permittee must coordinate with Park Ranger Amy Dailey, 202-208-1631, for use of electricity.**

E. In order to reduce the possibility of tripping hazards, all extension cords and speaker wiring must be covered by mats and/or high visibility Yellow Jackets™ or equivalent product. The cord must be in good condition and of sufficient gauge to accommodate the electrical load of the equipment and must be properly grounded.

F. **In the event that heightened security is implemented or requested by law enforcement the permitted activity may be temporarily suspended or relocated.**

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Additional General Conditions:

- G. This permit **only** authorizes Gene Stilp the use of the side Lafayette Park, Northwest Sidewalk South of Von Steuben Statue (center intersection where sidewalks conjoin for a first amendment demonstration.
- H. Event fence, chain link fence and/or bike rack may be erected by the NPS and/or the United States Park Police, to contain the event areas and provide necessary resource protection, security and buffer zones. The United States Park Police may engage in intermittent pedestrian control and/or reconfigure barricades/fence lines, to provide for public safety and the free conduct of all First Amendment activity in Lafayette Park.
- I. Structures and/or equipment, not listed on the permit, are prohibited from entering the park.
- J. Upon arrival onsite, the person in charge is responsible for checking with Park Rangers and/or United States Park Police personnel for activity coordination and/or additional guidance concerning this permit.
- K. **The Permittee is responsible for obtaining the necessary permissions and/or additional permits from the Metropolitan Police Department (202) 671-6522, or from other federal, state or local agencies or departments for the use of public lands other than those under the jurisdiction of the National Park Service.**
- L. **Intentional or reckless harassment of park visitors with physical contact is prohibited.**
- M. **Using, possessing, storing, or transporting explosives, blasting agents, explosive materials, fireworks and firecrackers is prohibited.**

Flag Burning Fire Conditions

- N. **Except as authorized by this permit the Lighting or maintaining a fire, or the use of open-flame decorative devices, candles, oil lamps, torches and gas lights are not authorized by this permit.**
- O. **Flag Burn/Ceremonial Fire:** This flag burning is a partially contained burning ceremonial fire, and as such a potential safety hazard, therefore this ceremonial fire must be constantly attended. This ceremonial fire has must be contained within the approved receptacle, a 30 gallon trash can. **The burn must occur in accordance with the attached site plan.**
- P. **This permit authorizes the One (1) Flag burning cannot to exceed 5' x 5' x 5' and is pursuant to the following fire, life safety guidelines:**

Fire Safety Requirements: The ceremonial fire must adhere to the following requirements:

- a. Maximum of one (1) flag burn is approved as part of this demonstration
- b. **The flag must be burned in the approved receptacle.**
- c. Minimum distance to structures, 50 feet
- d. Minimum audience separation from the bone fire, 4 x the flame height, as designated by NPS staff
- e. **Maximum duration, 3 hours**
- f. The burning flag shall be constantly attended until completely extinguished

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- g. A minimum of two 2 ½ gl. pressurized water extinguishers or two 4-A rating portable fire extinguishers, or a garden hose or water truck shall be available on site.
 - h. Combustible or flammable liquids, or other hazardous materials, shall NOT be used to aid the ignition of the flag.
 - i. Periodic spot inspections and additional safety precautions shall be directed by the NPS staff, AHJ or local fire department personnel.
 - j. **Post-Burn Requirements.** Verify the ceremonial burn is completely extinguished 30 minutes after the controlled burn has been completed and all equipment associated with the burn is immediately removed following the conclusion of the burn.
- Q. Permittee will be establish the perimeter with **at least five (5) fire perimeter team members**, caution tape and safety fence will establish a 20 foot perimeter. All onlookers must be at least 20 feet from the burn. Fire perimeter team members will be identified with safety vest, whistle and badge.
- R. **Permittee must contact Lt. Ryan Pangretic at 202-497-0596 prior to burning the flag.**
- S. Fuel is not permitted to be stored onsite.
- T. **Potential severe weather** (i.e. thunderstorms, intense rain, hail, etc.) or steady winds of 15 mph or higher, or gusts of wind that exceed 20 mph may delay or cancel the burn portion of the event. Weather conditions will be monitored by NPS and Permittee on a continuous basis beginning at least three (3) hours before the scheduled start. If wind speed increases to a dangerous level or weather conditions deteriorate after the temple burn is started, NPS consulting with Fire Marshal and Permittee may elect to extinguish the fire to protect the public and area property.
- U. Pursuant to 36 CFR 7.96(g)(xiii), the alteration, damage, or removal of park resources or facilities is prohibited. No holes may be dug and no item, including signs or banners, may be attached to park trees, plantings, benches, fences, light standards, or any other park landscape element.
- V. Demonstration marshals should be aware of their responsibilities and location(s) where they will be stationed and have received from demonstration organizers adequate training and instructions. Demonstrations marshals should be aware of the time and location of the assembly and any march routes, the location of any first aid stations, water, and toilets, be knowledgeable of the NPS permit conditions, be able to communicate with law enforcement, as well as what to do if they think they observe any problems. While demonstration marshals do not act as police, they do help maintain order among participants, explain to non-participants that a particular area may be under permit, and be able to alert their supervisor and the United States Park Police in the event they observe a problem on Federal parkland.
- W. The Permittee does not have exclusive use of the area, including sidewalks and roadways. **No interference with the pedestrian traffic and no blocking of entrances, sidewalks, or driveways are allowed.** No impediment to or disruption of vehicular traffic is permitted. No interference with business operations is permitted. All areas are to remain open to the general public at all times.
- X. If the Permittee decides to cancel or substantially modify its event, the permittee must immediately advise both the United States Park Police Special Events Sergeant and the Division of Permits Management at the numbers provided below.

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- Y. Contact Park Ranger Marisa Richardson, Division of Permits Management, at 202-245-4715 with questions regarding this permit or general activity logistics.
- Z. Contact Park Ranger Amy Dailey, President's Park, 202-208-1631 to finalize logistics and for specific information regarding the permitted use of the White House Sidewalk.
- AA. Contact USPP Sgt. Erich Koehler, at 202-610-7092, with questions regarding law-enforcement operations and logistics.
- BB. During the conduct of a demonstration, a permit may be revoked by the ranking U.S. Park Police supervisory official in charge if continuation of the event presents a clear and present danger to the public safety, good order or health or for any violation of applicable law or regulation.
- CC. A hard copy of this permit must be made available upon request and Permittee must adhere to any and all instructions issued by the United States Park Police and/or by an official representative of President's Park.

A complete and legible copy of this permit must be retained on-site by the Permittee at all times while operating under the authority granted.

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3. All laws, rules and regulations applicable to the area covered by this permit remain in effect.
4. No fee may be collected, donation solicited, or commercial activity conducted. No items may be sold or offered for sale except for books, newspapers, leaflets, pamphlets, buttons and bumper stickers which contain a message related to your demonstration or special event. No other merchandise may be sold or offered for sale. A stand or structure used for the sale of permitted items may not exceed one table per site, which may be no larger than 2 1/2 feet by 8 feet or 4 feet by 4 feet. The dimensions of the sales site may not exceed 6 feet wide by 15 feet long by 6 feet high.
5. The area should be left in substantially the same condition as it was prior to the activities authorized herein, and all litter shall be placed in the trash containers provided.
6. This permit is applicable only for the use of the area designated above, and during the times designated above, or in any area as may hereafter be designated by the United States Park Police.
7. The use of sound amplification equipment, other than hand-portable sound amplification equipment to be used for crowd control purposes only, is prohibited on the White House Sidewalk (South 1600 Pennsylvania Avenue, NW., sidewalk between East Executive Avenue and West Executive Avenue). All sound amplification equipment shall be limited so that it will not unreasonably disturb nonparticipating persons in, or in the vicinity of, the area.
8. The National Park Service reserves the right to immediately revoke this permit at any time should it reasonably appear that the public gathering presents a clear and present danger to the public safety, good order or health, or if any conditions of this permit are violated.

Lisa Mendelson
Acting Regional Director
National Capital Region



By:
Robbin M. Owen
Chief, Division of Permits Management
National Mall and Memorial Parks

Y = Standpipe

X = Permitted AREA

O = tree(s) - = Bollards
H = Bike Rack

B = Bench

• Fire watchers

⊗ = Lamp post

FIRE →
Hydrant

